

**San Diego Police Department
Investigator's Report**

Date of Incident: May 11, 2016
Time of Incident: 2126 Hours
Location of Incident: 100 Pagel Place, San Diego, CA 92114
Subject: Officer Involved Shooting – IA 2016-0092

CONFIDENTIAL: THIS REPORT IS FOR THE EXCLUSIVE USE OF THE CHIEF OF POLICE AND/OR CITY ATTORNEY.

OFFICER INVOLVED: BOGGEMAN, Shawn, POII, ID #7160
Date of Hire: 02-21-14
SDPD, Southeastern Division, 2nd Watch
(619) 527-3500
W/M, DOB: [REDACTED]

WEAPON USED: Glock, Model 17, Semi-Auto handgun
Serial [REDACTED]

OFFICER INVOLVED: SERRANO, David, POII, ID #6912
Date of Hire: 12-16-13
SDPD, Southeastern Division, 2nd Watch
(619) 527-3500
H/M, DOB: [REDACTED]

WEAPON USED: Glock, Model 17, Semi-Auto handgun
Serial [REDACTED]

OFFICER INVOLVED: CAMERON, Ryan, POII, ID #6864
Date of Hire: 08-05-11
SDPD, Southeastern Division, 2nd Watch
(619) 527-3500
W/M, DOB: [REDACTED]

WEAPON USED: Sig Sauer, Model P229, Semi-Automatic handgun
Serial [REDACTED]

Reporting Officer: Sergeant Brian Avera ID: 6266 Division Internal Affairs

Approved by: [Signature] Date of Report: March 20, 2017

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OFFICER INVOLVED: STERLING, Trevor, POII, ID #6955
Date of Hire: 04-24-12
SDPD, Southeastern Division, 2nd Watch
(619) 527-3500
W/M, [REDACTED]

WEAPON USED: Glock, Model 17, Semi-Auto handgun
Serial [REDACTED]

DECEASED: VILAYSANE, Thongsoune
A/M, DOB: 10-20-85
5'5", 160 pounds
[REDACTED]

Reporting Officer: Sergeant Brian Avera ID 6266 Division Internal Affairs

Approved by: [REDACTED] Date of Report: March 20, 2017

SUMMARY:

On May 11, 2016 at approximately 2126 hours, Southeastern Crime Suppression Team Officers David SERRANO ID #6912, Trevor STERLING ID #6955, Ryan CAMERON ID #6864, and Shawn BOGGEMAN ID #7160 were conducting surveillance of [REDACTED]. Several members of the team had information this residence was being frequented by Oriental Killer Boys (OKB) and Tiny Oriental Crips (TOC) gang members and there was illegal narcotic activity taking place at the residence. This information was provided by [REDACTED]. Officers SERRANO and STERLING took up a position on [REDACTED] where they could directly watch the residence. Officers CAMERON and BOGGEMAN took up a position several blocks away with the intent of stopping any individuals or vehicles that left the residence.

Officers SERRANO and STERLING saw Thongsoune VILAYSANE (DOB 10-20-85) leave the residence and drive off in a 1997 Silver Acura Integra [REDACTED]. They alerted Officers CAMERON and BOGGEMAN who later saw the vehicle fail to stop at a stop sign. The officers attempted to initiate a traffic stop, but VILAYSANE refused to pull over and sped off. A pursuit ensued. The pursuit lasted for several minutes and looped around the neighborhood. VILAYSANE pulled into the driveway for [REDACTED] Cielo Drive. Officer CAMERON approached the driver's side of VILAYSANE's vehicle. VILAYSANE reversed direction, swinging the front of the vehicle to the left and almost struck Officer CAMERON. Officer CAMERON was forced to jump out of the way to avoid being struck by VILAYSANE's vehicle. VILAYSANE fled west on Cielo Drive. The officers returned to their patrol vehicles and continued the pursuit. Officers SERRANO and STERLING now took the number one position in the pursuit behind VILAYSANE's vehicle and were followed by Officers CAMERON and BOGGEMAN.

VILAYSANE struck a parked vehicle along the east curb of 100 Pagel Place and stopped in the street. The road in front of him was clear and unobstructed. All four officers got out of their patrol vehicles with their guns drawn. VILAYSANE reversed direction and struck the front of the patrol vehicle being driven by Officer SERRANO and STERLING. Officer SERRANO was positioned on the driver's side near the front of his patrol vehicle. There were parked cars to his left, which impeded his movement. VILAYSANE reversed his vehicle again moving in the direction of Officer SERRANO. All four officers fired multiple rounds at VILAYSANE to stop his actions.

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INVESTIGATION:

On May 11, 2016, at approximately 2126 hours, Officers David SERRANO (ID #6912), Trevor STERLING (ID #6955), Ryan CAMERON (ID #6864), and Shawn BOGGEMAN (ID #7160) were involved in an Officer Involved Shooting (OIS) that occurred in the area of 100 Pagel Place. The suspect was identified to be Thongsoune VILAYSANE (DOB 10-20-85). VILAYSANE died at the scene as a result of the OIS.

Sergeant Erwin MANANSALA (ID #6010) was serving as the on-call Internal Affairs Detective Sergeant. Due to this assignment, Sergeant MANANSALA responded to this OIS.

At approximately 0135 hours, Officers SERRANO, STERLING, CAMERON, and BOGGEMAN returned to the scene and provided a safety walk through to account for the evidence associated with this investigation. Crime Scene Specialist Ally Southerland (ID #8841) and Criminalist Steve CORDES (ID #8328) processed the crime scene.

On May 13, 2016, Sergeant Gregory Flood and A/Lieutenant Manny Del Toro of the Homicide Unit obtained voluntary statements from Officers SERRANO, STERLING, CAMERON, and BOGGEMAN.

On July 20, 2016, I was assigned this OIS investigation based on the fact Sergeant MANANSALA was transferred to a different assignment.

I obtained the Human Resources Employee Data sheets for Officers SERRANO, STERLING, CAMERON, and BOGGEMAN. I placed copies in the case file.

In September of 2016, I received the Homicide Special Investigations book from Sergeant Gregory FLOOD (ID #4873) of Homicide Team Two. The investigation consisted of San Diego Police Department reports, interviews of police officers and witnesses, crime scene photographs, lab reports, communications printouts, ABLE and BWC video footage. I reviewed this information.

I reviewed the Firearms Unit Laboratory Reports that were prepared for Officers SERRANO, STERLING, CAMERON, and BOGGEMAN's firearms that were utilized during the officer involved shooting that occurred on May 11, 2016.

OFFICER SERRANO:

Officer SERRANO's weapon was a Glock, model 17, semi-automatic pistol chambered in 9mm Luger, serial number [REDACTED] and an attached flashlight.

This was Officer SERRANO's department approved firearm that was used during the OIS.

Criminalist Toniann Rebeck conducted an examination of the firearm following the incident. Criminalist Rebeck received the handgun with a seated magazine, the slide closed, the striker set,

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and a loaded chamber. The seated magazine (Mag A) contained [REDACTED] cartridges. The extra magazine (Mag B) contained [REDACTED] cartridges. An additional magazine (Mag C- Barcode #10622953) was recovered empty at the scene. ***All cartridges were consistent with Department issued ammunition.*** The capacity of each of the [REDACTED] The total capacity of the pistol with one round in the chamber and a full magazine [REDACTED] ("hot loaded"). Officer SERRANO indicated that he fired all of the rounds in both Mag C and the chamber before reloading ("emergency reload"). ***The evidence indicates if the pistol was "hot loaded" and "emergency reloaded," eighteen cartridges were fired from the pistol.*** If a different number of cartridges had been loaded into the seated magazine, then a different number of fired cartridge cases would be indicated. The pistol was test fired and found to operate normally.

OFFICER STERLING:

Officer STERLING's weapon was a Glock, model 17, semi-automatic pistol chambered in 9mm Luger, serial number [REDACTED] and an attached flashlight.

This was Officer STERLING's department approved firearm that was used during the OIS.

Criminalist Toniann Rebeck conducted an examination of the firearm following the incident. Criminalist Rebeck received the handgun with a seated magazine, the slide closed, the striker set, and a loaded chamber. The seated magazine (Mag A) contained [REDACTED] cartridges. One extra magazine (Mag B) contained [REDACTED] cartridges and the other extra magazine (Mag C) contained [REDACTED] cartridges. ***All cartridges were consistent with Department issued ammunition.*** The capacity of each of the three magazines is [REDACTED] The total capacity of the pistol with one round in the chamber and a full magazine is [REDACTED] cartridges ("hot loaded"). ***The evidence indicates if the pistol was "hot loaded," seventeen cartridges were fired from the pistol.*** If a different number of cartridges had been loaded into the seated magazine, then a different number of fired cartridge cases would be indicated. The pistol was test fired and found to operate normally.

OFFICER CAMERON:

Officer CAMERON's weapon was a Sig Sauer, 9mm Luger caliber, semi-automatic, double-action, centerfire pistol, serial number [REDACTED]

This was Officer CAMERON's department approved firearm that was used during the OIS.

Criminalist Bill W. Loznycky, Jr. conducted an examination of the firearm following the incident. Criminalist Loznycky received the handgun with its hammer cocked, its slide in battery, its safety on and magazine #1 seated. One 9mm Luger caliber cartridge was found in the pistol's chamber. The pistol's seated magazine # 1 was examined and [REDACTED] 9mm Luger caliber cartridges were found in the magazine. This pistol's extra magazine #2 was examined and [REDACTED] 9mm Luger

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caliber cartridges were found in the magazine. The pistol's extra magazine #3 was examined and found empty. The capacity of this pistol in the "Hot Loaded" condition [one cartridge in the chamber and [REDACTED] cartridges in the seated magazine #1] is [REDACTED] cartridges. [REDACTED] cartridges were received with the pistol. [REDACTED] cartridges minus the [REDACTED] cartridges received with the pistol equals thirteen cartridges. ***This would indicate that SDPD Officer CAMERON fired his pistol thirteen times.***

OFFICER BOGGEMAN:

Officer BOGGEMAN's weapon was a Glock, model 17 Gen 4, semiautomatic pistol, serial [REDACTED] chamber in 9mm Luger caliber, with an attached flashlight, on inserted magazine and two spare magazines.

This was Officer BOGGEMAN's department approved firearm that was used during the OIS.

Criminalist Eugene LaChimia conducted an examination of the firearm following the incident. Criminalist LaChimia received the handgun with a seated magazine, slide closed, and a cartridge in the chamber. The seated magazine contained [REDACTED] cartridges. The two spare magazines each contained [REDACTED] cartridges. ***All cartridges were consistent with Department ammunition.*** The capacity of each of the magazines is marked as being [REDACTED] cartridges. It is possible, though, to force an [REDACTED] cartridge into each of these magazines. The total capacity of the pistol with one cartridge in the chamber and an inserted [REDACTED] cartridge magazine is [REDACTED] cartridges. ***This evidence indicated that if the pistol was loaded in this condition, eight cartridges had been fired from this pistol.*** If a different number of cartridges were loaded in the magazines, a different number of shots would be indicated. The pistol was test fired and operated normally.

Officers SERRANO, STERLING, CAMERON, and BOGGEMAN were all found to have utilized department approved firearms during the OIS.

Officers SERRANO, STERLING, CAMERON, and BOGGEMAN were all found to have been qualified to utilize their respective department approved firearms during the OIS.

Officers SERRANO, STERLING, CAMERON, and BOGGEMAN were all found to have utilized Department approved ammunition during the OIS.

I reviewed Officer SERRANO's Firearms Proficiency Report. The report indicated Officer SERRANO completed his qualification shoot on January 14, 2016 and his mandatory department shoot on April 27, 2016.

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I reviewed Officer STERLING's Firearms Proficiency Report. The report indicated Officer STERLING completed his qualification shoot on December 10, 2015 and his mandatory department shoot on April 27, 2016.

I reviewed Officer CAMERON's Firearms Proficiency Report. The report indicated Officer CAMERON completed his qualification shoot on December 8, 2015 and his mandatory department shoot on April 27, 2016.

I reviewed Officer BOGGEMAN's Firearms Proficiency Report. The report indicated Officer BOGGEMAN completed his qualification shoot on November 24, 2015 and his mandatory department shoot on February 4, 2016.

Officers SERRANO, STERLING, CAMERON, and BOGGEMAN were all found to have activated their Department Body Worn Cameras (BWC) at various times during the incident. This is an "in essence" depiction of the events that transpired only and is not meant to be an actual play by play account of the events that occurred during the incident. The BWC videos can be reviewed for complete details.

OFFICER SERRANO:

00:00 There is no audio. Officer SERRANO is holding his handgun with his right hand. Officer SERRANO is pointing his handgun at VILASAYNE's vehicle which is stopped in the driveway of [REDACTED] Pagel Place.

00:01 00:01 – 00:06, Officer SERRANO's left hand moves downwards and out of view of his BWC.

00:07 Officer SERRANO's left hand moves upwards and into the view of his BWC and joins his right hand, which is still being utilized to hold his handgun in the direction of VILAYSANE's vehicle.

00:09 Officer SERRANO's left hand again moves in a downward direction out of view of his BWC.

00:11 Officer SERRANO's left hand moves upwards and into the view of his BWC and joins his right hand, which is still being utilized to hold his handgun in the direction of VILASAYBE's vehicle.

00:12 The audio activates. An unknown officer states, "Did you see the passenger?"

00:13 Officer SERRANO states, "I didn't have any eyes on the passenger. I have the driver only." Officer SERRANO continues to point his handgun in the direction of VILASAYNE's vehicle.

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OFFICER STERLING:

00:00 There is no audio. Officer STERLING is standing near the front passenger side door of his patrol vehicle.

00:03 Officer STERLING points his handgun with his right hand in the direction of VILASAYNE's vehicle.

00:07 VILAYSANE's vehicle moves is reverse in the direction of Officer STERLING's patrol vehicle. VILAYSANE's vehicle moves forward and then backwards again.

00:16 00:16 – 00:30, Officer STERLING's left hand moves in an upwards direction out of view of his BWC. Officer STERLING walks in the direction of VILAYSANE's vehicle. During this time, Officer STERLING is pointing his handgun with his right hand in the direction of VILASAYNE's vehicle.

00:20 VILAYSANE's vehicle comes to a stop in the driveway of [REDACTED] Pagel Place.

00:31 The audio activates. Officer STERLING's left hand returns to his right hand, which is still holding his handgun.

OFFICER CAMERON:

00:00	There is no audio. Officer CAMERON is sitting in the driver seat of his patrol vehicle. The patrol vehicle's lights are flashing.
00:09	Officer CAMERON exits his patrol vehicle. Officer CAMERON's flashlight is in his left hand.
00:14	Officer CAMERON walks towards the driver side of Officer SERRANO and STERLING's patrol vehicle.
00:16	Officer CAMERON points his handgun at VILASAYNE's vehicle. Officer CAMERON is holding his handgun with his right hand and his flashlight in his left hand.
00:23	Shell cartridges can be seen falling from Officer CAMERON's handgun as VILASAYNE's vehicle rolls in a forward direction.
00:28	Officer CAMERON's left hand moves downwards out of view of his BWC. Officer CAMERON's right hand remains holding his handgun in the direction of VILASAYNE's vehicle.

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00:29 VILAYSANE's vehicle comes to a stop in the driveway of [REDACTED] Pagel Place.

30:00 The audio activates. Officer CAMERON's left hand moves back in front of him and again joins his right hand.

00:43 An unknown officer states, "You guys got your cameras on?"

00:44 Officer CAMERON responds, "Yep."

OFFICER BOGGEMAN:

00:00 There is no audio. Officer BOGGEMAN is sitting in the passenger seat of his patrol vehicle. He is holding the radio microphone with his right hand. The patrol vehicle's lights are flashing.

00:13 Officer BOGGEMAN exits his patrol vehicle. He walks towards Officer SERRANO and STERLING's patrol vehicle in front of him.

00:24 Officer BOGGEMAN's handgun is held in front of him. As he approaches the back of the patrol vehicle in front of him he moves from the passenger to the driver side. Officer BOGGEMAN's handgun is pointed in the direction of VILASAYNE's vehicle.

00:30 The audio activates. Officer BOGGEMAN walks towards VILASAYNE's vehicle with his handgun still drawn.

00:31 Both of Officer BOGGEMAN's hands drop downwards out of view of his BWC.

00:32 An unknown officer states, "Hey turn your cameras on guys." VILAYSANE's vehicle comes to a stop in the driveway of [REDACTED] Pagel Place.

00:34 Officer BOGGEMAN states, "Mine's on."

00:35 Officer BOGGEMAN's hands come back into view of his BWC camera as he points his handgun at VILASAYNE's vehicle.

In September of 2016, I received the letter from the Office of the District Attorney in regards to the fatal shooting of Thongsoune VILAYSANE. The conclusion of the letter stated the following:

Mr. VILAYSANE made attempts to elude police capture while driving a stolen car. By reversing in the direction of the officers, he transformed the vehicle into a weapon. There were no obstacles in front of him and he could have simply driven away. It is of note that Pagel Place, and the

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driveway on Cielo Drive, VILAYSANE waited for the officers to approach the car he was in. He looked at the officers and knew where they were situated before he reversed his car toward them. The body worn camera footage of the incident shows Officer SERRANO was in an extremely confined area on a narrow street with a car behind him, the car VILAYSANE was driving in front of him, and the patrol unit in the middle of the street. He did not have an escape route because whatever direction he moved in he was at risk of getting run over by VILAYSANE. The footage also revealed Officer CAMERON was only a few feet from the rear of the vehicle as it reversed quickly in the direction of the officers. The officers' decisions to attempt to stop the threat against Officer SERRANO and Officer CAMERON by shooting Mr. VILAYSANE were lawful.

Based on the facts, the law and the evidence, each officer's decision to shoot Mr. VILAYSANE was reasonable and therefore each officer bears no criminal liability for their actions.

On October 3, 2016, I contacted Officer Joshua Odom (ID #5981) of the Operational Support Unit to identify when Officers SERRANO, STERLING, CAMERON, and BOGGEMAN were trained in the proper operation of their BWCs. Officer Odom provided me with the following information:

Officer SERRANO's BWC was activated on 08-28-14.

Officer STERLING's BWC was activated on 08-28-14.

Officer CAMERON's BWC was activated on 08-19-14.

Officer BOGGEMAN's BWC was activated on 02-03-15.

I made arrangements to interview Officers SERRANO, STERLING, CAMERON, and BOGGEMAN concerning their independent activations of their BWCs.

On October 12, 2016, Sergeant Bret RIGHTHOUSE (ID #4173) and I interviewed Officer SERRANO as a Subject Officer for this investigation at the Internal Affairs Office.

On October 26, 2016, Sergeant RIGHTHOUSE and I interviewed Officers CAMERON, BOGGEMAN and STERLING as Subject Officers for this investigation at the Internal Affairs Office.

On March 7, 2017, I met with Sergeant Rick PECHIN of the Research, Analysis, and Planning Unit, which stores the Department's BWC inspections. I requested Sergeant PECHIN provide me with Officers SERRANO, STERLING, CAMERON, and BOGGEMAN's BWC inspections for March, April, and May of 2016. Sergeant PECHIN provided me with photocopies of the requested BWC inspections. A comparison of the officers' enforcement related contacts was compared to the number of BWC videos the officers made and no discrepancies were found.

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The witnesses in this investigation were not interviewed by the Internal Affairs Unit due to the fact they were interviewed by the Homicide Unit.

All interviews were audio recorded, unless otherwise noted, and the recordings will be maintained with the Internal Affairs file. The statements are "in essence" synopses of the interviews. For exact and complete details of the interviews, refer to the audio recordings.

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STATEMENT OF OFFICER David SERRANO #6912:

On October 12, 2016, at approximately 1510 hours, I interviewed Officer David SERRANO as a Subject Officer for this investigation in the Internal Affairs Office. Sergeant RIGHTHOUSE assisted me with this interview. Officer SERRANO was interviewed in the presence of Amy MARGOLIES who served as his attorney. This is an "in essence" report only and is not meant to be a word for word account with Officer SERRANO. I recorded the interview for clarity, and a copy can be reviewed for complete details.

Prior to the interview, I read Officer SERRANO the Administrative Admonishment for Sworn Personnel:

AVERA	Do you understand what I have just explained to you?
SERRANO	Yes sir.
AVERA	Is there anything that prevents or may prevent you from answering my questions fully and truthfully?
SERRANO	No sir.
AVERA	Do you have any questions concerning what I have just explained to you?
SERRANO	No sir.

Only May 11, 2016 I was working on the Southeastern Division Crime Suppression Team and was partnered with Officer Trevor STERLING. I was also working with Officer CAMERON and BOGGEMAN. I was the driver of our patrol vehicle that day. We were conducting surveillance on a residence located on Pagel Place and Cielo Drive. I was observing this house from the intersection located at Cielo Drive and Woodman Street. During this surveillance, Officer CAMERON said over the radio that a silver Acura was driving towards our targeted house. Officer CAMERON and BOGGEMAN initially tried to conduct a stop on the vehicle. The vehicle failed to stop at a stop sign.

At approximately 1517 hours, Attorney MARGOLIES requested to take a break. At approximately 1552 hours, the interview was resumed and was still conducted under the above listed admonishment.

We were going to take enforcement actions of vehicles leaving the area. At the time the vehicle involved left my view. I drove in the direction of Officer BOGGEMAN and CAMERON. We were just waiting for them to initiate the stop. Typically in this scenario we would monitor the air to see if the unit making the stop needed a cover unit. If they did not, we would continue to conduct surveillance at the residence.

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We could hear the sirens off in the distance. Our primary focus was just trying to determine what direction they were going because no information was being put out over the radio. At the time the radio traffic was being put out there wasn't an exact location to go. We could hear the sirens but we didn't know exactly where to go. I did not turn my BWC on at that time "because we had not made contact."

At that time, I become involved in the vehicle pursuit. The vehicle proceeds southbound on Pagel Place. It turned westbound onto Cielo Drive. I then jumped into the pursuit in the secondary position. The vehicle turned northbound quickly into a private driveway. I did not have a chance to turn my BWC on at this time. I did not know if we were going to continue with being involved in the vehicle pursuit or if we were going to make contact. The vehicle stopped maybe [REDACTED] just to the west to the intersection of Pagel Place and Cielo Drive. I saw both Officer CAMERON and BOGEMAN jump out of their vehicle. It looked like they were attempting to make contact with the driver. I jumped out of my car and I immediately saw the car (VILAYSANE) go in reverse. At the time I did not have the time to turn my BWC on. My right hand was in motion and I was opening my car door with my left hand.

I've been in pursuits, in foot pursuits or vehicle pursuits, where once when I get out of the car I immediately activate it (BWC). I'm aware of that. And, I'm also aware that there is a thirty second buffer that provides some video footage. So at the time when I typically take a step out, when my hands are free, then that's when I'm allowed to make that execution of activating the body camera. It's my practice to get out of the car before I activate my camera. Like I said, "When I tried to get out of my car my right hand was occupied with the shifter and the door was being opened with my left hand." As soon as I got out the (VILAYSANE's) vehicle was backing towards Officer CAMERON. He had to jump out of the way to avoid being struck by the vehicle. I jumped back into my vehicle and used my left hand to steer while my right hand was on the shifter.

During the continuation of the pursuit, that's when I realized this pursuit was a little different compared to most pursuits I had been involved with. So, at that point I decided to turn on my body camera. He was attempting to evade by any means necessary, whether it was by vehicle or by foot, it gave me the impression he was going to try to do the same thing the second time. And at the time I was about mid-block on Benson, just west of Pagel when I began striking my body camera. I must have hit it about maybe three or four times because I was trying to make sure it was on. I didn't hear it because the sirens were going and I was telling my partner, "Hey start putting out some radio traffic so we can get a direction of travel for the guys." We had an idea the guy (VILAYSANE) was going to go back to the target address. We thought he would go back into the house and put us at a disadvantage.

I wear my body camera directly on my sternum. In most situations I tap my body camera to turn it on. The body camera is turned on by applying enough pressure to where you feel the button click. It gives up some resistance to the one or two finger impressions that you put on it to turn it on. If

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you were in a controlled conditions where those sirens weren't involved then you would be able to hear it or feel the body camera go on. Anytime that I'm making contact with someone I know to click it twice. I must have hit it at least three times. I was trying to tell Officer STERLING to give the direction of travel of the vehicle over the air. So, I hit the body camera again thinking I made a mistake. I know when I got the camera I was taught that you needed to "hold" the button down to turn it off. I was issued the body camera as soon as I got to Southeastern Division. It may have been the beginning of 2015 or the end of 2014.

Once we drove up Pagel Place it went up a dirt road and the vehicle (VILAYSANE) collided into a parked car on the east curb. I pulled in directly behind the vehicle. I looked at the driver (VILAYSANE) and it appeared he was trying to get something out of the center console of his vehicle. In my mind I had thought that the body camera was on because I had made those actions towards my chest and assumed that the body camera was effectively on. I can't speak on behalf of what the mechanics are on the actual, unit other than any other time I've been on a critical incident, my body camera has been on before that incident.

I didn't witness the actual traffic violation so I wasn't going to stop the vehicle. Also, there wasn't much information being put out over the air. The sirens were also going off in the distance. That wouldn't have put me in a position to turn on my body camera, because I wasn't at that time in an enforcement action other than the fact that I was on standby. At the time I just didn't feel like I was making the enforcement action because I didn't know if we were continuing on with the pursuit or what the thing was.

There was no particular reason I didn't turn the body camera on when I first saw the suspect's car. It's just a training thing that I've always had. It's always worked for me. I felt that when I became the primary unit in the pursuit, I felt that it was my role to conduct the enforcement portion of it. So that's when I decided to turn on my body camera, which was when I took primary in the pursuit. After the OIS when I realized my gun was on "slide lock" I looked down and I realized my body camera light was flashing on standby. That prompted me to immediately turn on my body camera. When I realized that, I started to yell for the other officers to turn on their body cameras just to make sure we were all on the same page.

During the interview, I read DP 1.49, sections I1B and I1D dated for March 9, 2016 to Officer SERRANO.

I concluded the interview at approximately 1559 hours.

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STATEMENT OF OFFICER Ryan CAMERON #6864:

On October 26, 2016, at approximately 1516 hours, I interviewed Officer Ryan CAMERON as a Subject Officer for this investigation in the Internal Affairs Office. Sergeant RIGHTHOUSE assisted me with this interview. Officer CAMERON was interviewed in the presence of Amy MARGOLIES who served as his attorney. This is an "in essence" report only and is not meant to be a word for word account with Officer CAMERON. I recorded the interview for clarity, and a copy can be reviewed for complete details.

Prior to the interview, I read Officer CAMERON the Administrative Admonishment for Sworn Personnel:

AVERA	Do you understand what I have just explained to you?
CAMERON	Yes I do.
AVERA	Is there anything that prevents or may prevent you from answering my questions fully and truthfully?
CAMERON	No.
AVERA	Do you have any questions concerning what I have just explained to you?
CAMERON	No

I was the driver of our patrol vehicle on this date. I was the primary when I initiated the pursuit. My body camera was not on at this time. It was my practice to follow the vehicle in hopes of stopping it once it committed an infraction. My concentration was on the vehicle and not crashing my vehicle into pedestrians around me. Not turning on my camera didn't even come into my mind because per practice leading up to that point was to activate my body camera when I exited the car. That was my practice. That's my muscle memory. At that time my concentration was on driving and not taking a hand off of the wheel to activate a body camera.

The vehicle pulled into a driveway (Cielo Drive) abruptly in front of a garage. In my mind, I thought he was going to do a quick exit and a foot pursuit would be on. The vehicle pulls in, I see there's nowhere for him to go because there was a garage in front of him. I was trying to park my patrol car without crashing into the suspect's vehicle or another parked vehicle in the driveway. I exited the patrol car and in my mind I thought he was already out of the car and running away. I take off like it's going to be a foot pursuit.

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I did not turn my body camera on at this time. It did not even cross my mind. I was just in a vehicle pursuit, concentrating on not hitting anyone else, not hitting any pedestrians, trying to safely execute that pursuit, and in my mind he abruptly came to a stop. I thought he was foot bailing already. I thought to myself, "I need to catch this guy" and that was my instinct. It didn't cross my mind to turn my body camera on at that time because that wasn't a normal traffic stop. That wasn't muscle memory for me. I was just in a pursuit and now I think it's a foot pursuit, so that muscle memory was not there for me.

The way he parked his vehicle in the driveway made me think he knew someone at the residence. When I put my vehicle into park and exited I could see him looking back at me. I thought to myself, "Crap, he's still in the car." And that's when he makes eye contact with me over his left shoulder and throws it into reverse, revs the engine, and comes flying back at me with the vehicle. And that's when I have to jump into bushes to avoid being run over by the car.

We were in the pursuit for about 30 seconds to a minute when it came to the initial stop (Cielo Drive). Once the driver threw the vehicle into reverse, if I didn't jump into the bushes he would have run me over. He backed out of the driveway and took off just as essentially the other unit, 454Q arrived, and all I remember is they took the primary. Myself and Officer BOGGEMAN took the secondary position in the pursuit. I did not turn my body camera on at this time. Honestly, it wasn't even on my radar. I was just almost run over by a vehicle. He's taking off again, the other car is taking the primary, we need to get back in this fight, I jumped in the car, and now I'm back in the mindset of operating that patrol vehicle as number two in the pursuit. He crashed on Pagel Place. The second portion of the pursuit lasted two to three minutes. We did another two laps around the neighborhood.

I read DP 1.49, sections IIB and IID dated for March 9, 2016 to Officer CAMERON. I asked Officer CAMERON if he was familiar with this department procedure and he stated, "Yes."

I concluded this interview at approximately 1532 hours.

Reporting Officer: Ser [REDACTED] vera ID 6266 Division Internal Affairs
Approved by: [REDACTED] Date of Report: March 20, 2017

STATEMENT OF OFFICER Shawn BOGGEMAN #7160:

On October 26, 2016, at approximately 1543 hours, I interviewed Officer Shawn BOGGEMAN as a Subject Officer for this investigation in the Internal Affairs Office. Sergeant RIGHTHOUSE assisted me with this interview. Officer BOGGEMAN was interviewed in the presence of Amy MARGOLIES who served as his attorney. I recorded the interview for clarity, and a copy can be reviewed for complete details.

Prior to the interview, I read Officer BOGGEMAN the Administrative Admonishment for Sworn Personnel:

AVERA	Do you understand what I have just explained to you?
BOGGEMAN	Yes sir.
AVERA	Is there anything that prevents or may prevent you from answering my questions fully and truthfully?
BOGGEMAN	No.
AVERA	Do you have any questions concerning what I have just explained to you?
BOGGEMAN	No.

I was working with the CST team and working with Officer CAMERON. I was the passenger of our patrol vehicle. We were conducting surveillance on Pagel Place. We became involved in a pursuit with a vehicle that left the area of Pagel Place. We took the primary position in the pursuit. At that point, what I had done for the last couple of years since I had received my body camera, as soon as you exit the vehicle I would activate my body worn camera. The sheer speed at which the events unfolded also took that from the forefront of my mind.

The vehicle pulled into the driveway on Cielo. It was facing northbound. Officer CAMERON, who was driving our patrol vehicle, had a better view of the driver. He saw the door start to open and the driver start to get out of the car as if he was going to foot bail and run. Both Officer CAMERON and I exited the vehicle really quickly. In fact, I almost exited the vehicle before it was fully parked to get ready to chase the guy (VILAYSANE). The driver closed the door and got back into the vehicle. I did not turn my BWC on at this time. That was the one time that I actually thought, "I need to get my BWC on." Literally, the speed at how things happened and the sudden change from the driver isn't foot bailing anymore, he got back into the car. As soon as he did that, my partner and I both were yelling verbal commands to him. 100% of my attention was focused on that and that's when he put it back into reverse and swung the wheel out and almost ran over my partner for the first time. I wasn't thinking about body worn cameras. I was thinking

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about his safety and my safety. The nature of the pursuit changed from being a vehicle pursuit to actually being a 245 (Assault with a Deadly Weapon) on an officer at that point. I believe it was approximately two minutes during the time I was involved in the pursuit before it came to a stop on Cielo Drive. Actually, it couldn't have been more than a minute. It was quick.

When the pursuit resumed we were the second vehicle. I did not activate my body camera at this time. At that point I was still shaken up on the 245 on an officer. Literally, my partner almost lost his life right there and I had contemplated shooting the suspect at that point. I realized Officers STERLING and SERRANO showed up at that time. I realized that during the vehicle pursuit my job was to put out information about the pursuit. When I exited the vehicle the first time I failed to clip the microphone on the holder. The radio was on the ground and I was fumbling around trying to get the radio and also to put my seatbelt back on. When we took off the seatbelt got locked up. I couldn't put the seatbelt on. I basically had to choose between BWC, a radio, and my personal safety with the seatbelt. I chose my personal safety with the seatbelt first and foremost and then I tried to address the radio issue. I ended up finding the radio at the very end of the pursuit.

The second portion of the pursuit was about a minute to a minute and a half. When the vehicle had a collision on Pagel Place we stopped. When I got out of our vehicle I found our microphone. I put out one last bit of radio traffic that the suspect vehicle collided on Pagel Place. I rushed up to the lead vehicle that had been occupied by David SERRANO and Trevor STERLING to help them with the high risk stop. I activated my BWC immediately after the shooting.

I read DP 1.49, sections I.1.B. and I.1.D., dated March 9, 2016, to Officer BOGGEMAN. I asked Officer BOGGEMAN if he was familiar with this department procedure and he stated, "Yes."

I concluded this interview at approximately 1557 hours.

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Approved by: [REDACTED] Date of Report: March 20, 2017

STATEMENT OF OFFICER Trevor STERLING #6955:

On October 26, 2016, at approximately 1616 hours, I interviewed Officer Trevor STERLING as a Subject Officer for this investigation in the Internal Affairs Office. Sergeant RIGHTHOUSE assisted me with this interview. Officer STERLING was interviewed in the presence of Amy MARGOLIES who served as his attorney. This is an "in essence" report only and is not meant to be a word for word account with Officer STERLING. I recorded the interview for clarity, and a copy can be reviewed for complete details.

Prior to the interview, I read Officer STERLING the Administrative Admonishment for Sworn Personnel:

AVERA	Do you understand what I have just explained to you?
STERLING	Yes.
AVERA	Is there anything that prevents or may prevent you from answering my questions fully and truthfully?
STERLING	No.
AVERA	Do you have any questions concerning what I have just explained to you?
STERLING	No.

We were staged in the area of [REDACTED] of Woodman Street. Probably about [REDACTED] away from the house we were watching. We joined in the secondary position when we initially became involved in the pursuit. I did not turn on my body camera at this time. By the time we caught up the car (VILAYSANE) was already pulling into the driveway (Cielo Drive). I saw BOGGEMAN and CAMERON running towards the side of the house. This made me think the driver of the vehicle may have bailed and it was now a foot pursuit. My main thought was getting out and running up to them so I could catch up. Umm, I didn't even think about putting my body camera on at the time. By the time I caught up to the vehicle it was put into reverse and the driver took off. My next thought was to get back into our car because we were in the best position to take the number one position to continue in the pursuit. I did not turn on my body camera when we stopped at the location on Cielo Drive. Prior to that I wouldn't say we were actually the number two car because by the time we actually caught up and got behind the vehicle it was already in that driveway (Cielo Drive). When the vehicle came to a stop I didn't even think about it. My thought was that I saw them running and I wanted to try to catch up to help. It was a matter of seconds that we were involved in the first portion of the pursuit. It lasted maybe 10 to 15 seconds.

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We took the primary pursuit position (second portion of pursuit). My BWC was not on at this time. I was putting out radio traffic, clearing intersections, and trying to put my seatbelt on. My seatbelt was locked, it wouldn't budge at all. SERRANO was telling me to air the information for the pursuit. My primary concern was to get my seatbelt on. We were in a pursuit the week prior where speeds were well over one hundred miles per hour. I was not going to be in a pursuit without being buckled up. The second portion of the pursuit ended on Pagel Place. The second portion of the pursuit lasted for approximately two minutes. My focus at the time had been to get my seatbelt on.

I read DP 1.49, sections I1B and I1D dated for March 9, 2016 to Officer STERLING. I asked Officer STERLING if he was familiar with this department procedure and he stated, "Yes."

I turned on my body camera after we had fired our handguns. Officer SERRANO actually yelled and reminded all of us to turn on our body cameras. It wasn't even a thought in my mind with everything that was going on between the pursuit, the driver almost hitting Officer CAMERON the first time, and attempting to hit Officer SERRANO and CAMERON the second time. Initially I thought he hit Officer SERRANO because I couldn't see him in that second incident. Then we shot and it was my first time involved in an officer involved shooting. It was not a thought in my mind. It was the last. I would not have thought of that had Officer SERRANO not said that. I would not have thought about it (activating BWC).

The initial training I had was I believe, you will activate it in anticipation of an enforcement contact or during an enforcement contact. Generally, the way I had done it at the time and the majority of the people that I work around do it, when you get out of the car for a traffic stop to approach the vehicle you would turn it on. But that's your normal traffic stop where the vehicle stops. With a pursuit, a crash, and two separate times where he's attempted to back up into our officers in vehicles, that was the last thing on my mind. I was more concerned with my safety, my teammates, and partner's safety.

I concluded this interview at approximately 1628 hours.

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Approved by: [REDACTED] Date of Report: March 20, 2017

CONCLUSION:

On May 11, 2016 at approximately 2126 hours, Southeastern Crime Suppression Team Officers David SERRANO ID #6912, Trevor STERLING ID #6955, Ryan CAMERON ID #6864, and Shawn BOGGEMAN ID #7160 were conducting surveillance of [REDACTED] Pagel Place. Several members of the team had information this residence was being frequented by Oriental Killer Boys (OKB) and Tiny Oriental Crips (TOC) gang members and there was illegal narcotic activity taking place at the residence. This information was provided by [REDACTED] The officers attempted to initiate a traffic stop, but VILAYSANE refused to pull over and sped off. A pursuit ensued.

The pursuit lasted for several minutes and looped around the neighborhood. VILAYSANE pulled into the driveway for [REDACTED] Cielo Drive. Officer CAMERON approached the driver's side of VILAYSANE's vehicle. VILAYSANE reversed direction, swinging the front of the vehicle to the left and almost struck Officer CAMERON. Officer CAMERON was forced to jump out of the way to avoid being struck by VILAYSANE's vehicle. VILAYSANE fled west on Cielo Drive. The officers returned to their patrol vehicles and continued the pursuit. Officers SERRANO and STERLING now took the number one position in the pursuit behind VILAYSANE's vehicle and were followed by Officers CAMERON and BOGGEMAN.

VILAYSANE struck a parked vehicle along the east curb of 100 Pagel Place and stopped in the street. The road in front of him was clear and unobstructed. All four officers got out of their patrol vehicles with their guns drawn. VILAYSANE reversed direction and struck the front of the patrol vehicle being driven by Officer SERRANO and STERLING. Officer SERRANO was positioned on the driver's side near the front of his patrol vehicle. There were parked cars to his left, which impeded his movement. VILAYSANE reversed his vehicle again moving in the direction of Officer SERRANO. All four officers fired multiple rounds at VILAYSANE. He was struck repeatedly and died at the scene.

The actions of Officer David SERRANO, STERLING, Ryan CAMERON, and Shawn BOGGEMAN are **WITHIN POLICY** based on the following Department procedures:

San Diego Police Department Procedure 1.05 (Firearms Procedure), Section III.A.B. 2., dated January 17, 2014, which states in part:

III. PROCEDURES

- A. Officers shall not discharge any firearm in the performance of their duties except as authorized by this Department procedure.
- B. No officer shall discharge a firearm in the performance of duty except:

2. When the officer has a reasonable belief that a subject (or animal) poses an imminent threat of death or serious bodily injury to the officer or another person;

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San Diego Police Department Procedure 1.05 (Firearms Procedure), section III.D.1.3.4.5. and 6., dated January 17, 2014, which states in part:

III. PROCEDURES

D. Officers shall exercise the utmost care in their handling and use of firearms while engaged in the performance of their duties and while exercising their option to carry a loaded and concealed weapon while off-duty. Officers should consider the following factors before discharging a firearm:

1. Immediacy of the threat
3. Environment (field of fire)
4. Capabilities of the suspect's weapon
5. Officer's present capability with the weapon
6. Type of crime

San Diego Police Department Procedure 1.04, Use of Force, Section III, dated September 11, 2015, states in part:

III. BACKGROUND

The San Diego Police Department recognizes and respects the value of human life, having this as its highest priority. It is the policy and practice of the Department to train its personnel in the use of the safest, most humane restraint procedures and force options currently known. The Department seeks to demonstrate integrity, and make decisions that are fair, respectful, lawful, and based on good judgment.

In the performance of their duties, officers may encounter situations where the use of force is reasonable in order to effect a detention or arrest, to overcome resistance, or to protect themselves or others. Force, as authorized by Penal Code section 835a, and as set forth in this policy, may be used in those situations. The decision to use deadly force in response to an imminent threat of death or serious bodily injury to the officer or another person is one of the most critical decisions an officer will ever be called upon to make.

Penal Code section 835a authorizes an officer to use reasonable force to make a lawful arrest, prevent an escape, or to overcome resistance. Officers are not

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required to retreat or desist from their efforts by reason of resistance or threatened resistance of the person being arrested.

Officer SERRANO made the following statements to me regarding his decision to utilize force during the incident:

As soon as I got out, VILAYSANE's vehicle was backing towards Officer CAMERON. He had to jump out of the way to avoid being struck by the vehicle.

And,

I looked at the driver (VILAYSANE) and it appeared he was trying to get something out of the center console of his vehicle.

Officer CAMERON made the following statement to me regarding his decision to utilize force during the incident:

When I put my vehicle into park and exited I could see him looking back at me. I thought to myself, "Crap, he's still in the car." And that's when he makes eye contact with me over his left shoulder and throws it into reverse, revs the engine, and comes flying back at me with the vehicle. And that's when I have to jump into bushes to avoid being run over by the car.

Officer BOGGEMAN made the following statements to me regarding his decision to utilize force during the incident:

100% of my attention was focused on that and that's when he put it back into reverse and swung the wheel out and almost ran over my partner for the first time. I wasn't thinking about my body worn camera. I was thinking about his safety and my safety. The nature of the pursuit changed from being a vehicle pursuit to actually being a 245 PC (Assault with a Deadly Weapon) on an officer at that point.

And,

Literally, my partner almost lost his life right there and I had contemplated shooting the suspect at that point.

Officer STERLING made the following statements to me regarding his decision to utilize force during the incident:

By the time I caught up to the vehicle it was put into reverse and the driver took off.

And,

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It wasn't even a thought in my mind with everything that was going on between the pursuit, the driver almost hitting Officer CAMERON the first time, and attempting to hit Officer SERRANO and CAMERON for the second time. Initially I thought he hit Officer SERRANO because I couldn't see him in that second incident.

The San Diego County District Attorney's Office letter regarding this officer involved shooting contained the following language: "Based on the facts, the law and the evidence, each officer's decision to shoot Mr. VILAYSANE was reasonable and therefore each officer bears no criminal liability for their actions." Officers SERRANO, STERLING, CAMERON, and BOGGEMAN were in the performance of their duties when they used their firearms to stop an imminent threat of great bodily injury or death to themselves or their partner officers during the incident. The decision and actions of Officers SERRANO, STERLING, CAMERON, and BOGGEMAN to use deadly force was reasonable, legal and **WITHIN POLICY**.

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INVESTIGATOR'S NOTE:

The Officer Involved Shooting (OIS) involving Officers SERRANO, STERLING, CAMERON, and BOGGEMAN took place on May 11, 2016. All four officers were equipped and were found to have activated their body worn cameras (BWC) at various times during the incident. These BWC videos were found to substantiate the officers' account of the events that transpired during the incident. It should be noted, that Officers SERRANO, STERLING, CAMERON, and BOGGEMAN were operating under the previous version of DP 1.49 (implemented on March 9, 2016) when the OIS occurred. A revision was made to DP 1.49 (implemented on July 20, 2016) and it currently serves as the most current version of this department procedure.

Both "Mandated Recordings" sections (V.I.1.) from the previous and current versions of DP 1.49 have been included in this investigation to serve as a visual aid:

Previous Version of DP 1.49 – Implemented March 9, 2016	Current Version of DP 1.49 – Implemented July 20, 2016
<p>I. Mandated Recordings</p> <p>1. Enforcement Related Contacts</p> <p>a. All officers who are issued a BWC shall keep their BWC on Buffering Mode/Stand-by Mode while on duty, except during instances listed in this procedure under Prohibited Recordings. Keeping the BWC on Buffering/Stand-by Mode allows officers to capture pre-event recordings when the Event Mode is activated.</p> <p>b. Officers shall use the Event Mode to record enforcement related contacts. The Event Mode should be activated prior to actual contact with the citizen, or as soon as safely possible thereafter, and continue recording until the contact is concluded or the contact transitions from an enforcement contact into intelligence gathering.</p> <p>c. Officers are strongly encouraged to inform citizens they are being recorded in an effort to de-escalate potential conflicts.</p> <p>d. Enforcement related contacts include the following: Traffic stops, field interviews, detentions, arrests, persons present at radio calls who are accused of crimes, and consensual encounters in which the officer is attempting to develop reasonable suspicion on the subject of the encounter.</p> <p>e. Covering another City employee or law enforcement officer during an enforcement contact, including, but not limited to, PISOs, Parking Controllers, etc.</p> <p>f. Officers working plain clothes assignments are exempt from this policy.</p>	<p>I. Mandated Recordings</p> <p>1. Enforcement Related Contacts</p> <p>a. All officers who are issued a BWC shall keep their BWC on Buffering Mode/Stand-by Mode while on duty, except during instances listed in this procedure under Prohibited Recordings. Keeping the BWC on Buffering/Stand-by Mode allows officers to capture pre-event recordings when the Event Mode is activated.</p> <p>b. Officers shall use the Event Mode to record enforcement related contacts. The Event Mode should be activated prior to actual contact with the citizen, or as soon as safely possible thereafter, and continue recording until the contact is concluded or the contact transitions from an enforcement contact into intelligence gathering.</p> <p><u>Addition to DP 1.49:</u> <i>c. Officers should begin recording in the event mode while driving to a call that has the potential to involve an enforcement contact.</i></p> <p>d. Officers are strongly encouraged to inform citizens they are being recorded in an effort to de-escalate potential conflicts.</p> <p>e. Enforcement related contacts include the following: Traffic stops, field interviews, detentions, arrests, persons present at radio calls who are accused of crimes, and consensual encounters in which the officer is attempting to develop reasonable suspicion on the subject of the encounter.</p> <p>f. Covering another City employee or law enforcement officer during an enforcement contact, including, but not limited to, PISOs, Parking Controllers, etc.</p> <p>g. Officers working plain clothes assignments are exempt from this policy.</p>

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Officer SERRANO made the following statements to me regarding the use of his body worn camera during the incident:

At that time, I become involved in the vehicle pursuit. The vehicle proceeds southbound on Pagel Place. It turned westbound onto Cielo Drive. I then jumped into the pursuit in the secondary position. The vehicle turned northbound quickly into a private driveway. I did not have a chance to turn my BWC on at this time. I did not know if we were going to continue with being involved in the vehicle pursuit or if we were going to make contact. The vehicle stopped maybe [REDACTED] to the intersection of Pagel Place and Cielo Drive. I saw both Officer CAMERON and BOGGEMAN jump out of their vehicle. It looked like they were attempting to make contact with the driver. I jumped out of my car and I immediately saw the car (VILAYSANE) go in reverse. At the time I did not have the time to turn my BWC on. My right hand was in motion and I was opening my car door with my left hand.

And,

I've been in pursuits, in foot pursuits or vehicle pursuits, where once when I get out of the car I immediately activate it (BWC). I'm aware of that. And, I'm also aware that there is a thirty second buffer that provides some video footage. So at the time when I typically take a step out, when my hands are free, then that's when I'm allowed to make that execution of activating the body camera. It's my practice to get out of the car before I activate my camera. Like I said, "When I tried to get out of my car my right hand was occupied with the shifter and the door was being opened with my left hand."

And,

During the continuation of the pursuit, that's when I realized this pursuit was a little different compared to most pursuits I had been involved with. So, at that point I decided to turn on my body camera. He was attempting to evade by any means necessary, whether it was by vehicle or by foot, it gave me the impression he was going to try to do the same thing the second time. And at the time I was about mid block on Benson, just west of Pagel when I began striking my body camera. I must have hit it about maybe three or four times because I was trying to make sure it was on.

And,

I wear my body camera directly on my sternum. In most situations I tap my body camera to turn it on. The body camera is turned on by applying enough pressure to where you feel the button click. It gives up some resistance to the one or two finger impressions that you put on it to turn it on. If you were in a controlled conditions where those sirens weren't involved then you would be able to hear it or feel the body camera go on. Anytime that I'm making contact with someone I know to click it twice. I must have hit it at least three times. I was trying to tell Officer STERLING to

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give the direction of travel of the vehicle over the air. So, I hit the body camera again thinking I made a mistake. I know when I got the camera I was taught that you needed to "hold" the button down to turn it off. I was issued the body camera as soon as I got to Southeastern Division.

And,

Once we drove up Pagel Place it went up a dirt road and the vehicle (VILAYSANE) collided into a parked car on the east curb. I pulled in directly behind the vehicle. I looked at the driver (VILAYSANE) and it appeared he was trying to get something out of the center console of his vehicle. In my mind I had thought that the body camera was on because I had made those actions towards my chest and assumed that the body camera was effectively on. I can't speak on behalf of what the mechanics are on the actual, unit other than any other time I've been on a critical incident, my body camera has been on before that incident.

And,

There was no particular reason I didn't turn the body camera on when I first saw the suspect's car. It's just a training thing that I've always had. It's always worked for me. I felt that when I became the primary unit in the pursuit, I felt that it was my role to conduct the enforcement portion of it. So that's when I decided to turn on my body camera, which was when I took primary in the pursuit. After the OIS when I realized my gun was on "slide lock" I looked down and I realized my body camera light was flashing on standby. That prompted me to immediately turn on my body camera.

Officer STERLING made the following statements to me regarding the use of his body worn camera during the incident:

We joined in the secondary position when we initially became involved in the pursuit. I did not turn on my body camera at this time. By the time we caught up the car (VILAYSANE) was already pulling into the driveway (Cielo Drive). I saw BOGGEMAN and CAMERON running towards the side of the house. This made me think the driver of the vehicle may have bailed and it was now a foot pursuit. My main thought was getting out and running up to them so I could catch up. Umm, I didn't even think about putting my body camera on at the time. By the time I caught up to the vehicle it was put into reverse and the driver took off. My next thought was to get back into our car because we were in the best position to take the number one position to continue in the pursuit. I did not turn on my body camera when we stopped at the location on Cielo Drive.

And,

I turned on my body camera after we had fired our handguns. Officer SERRANO actually yelled and reminded all of us to turn on our body cameras. It wasn't even a thought in my mind with everything that was going on between the pursuit, the driver almost hitting Officer CAMERON

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the first time, and attempting to hit Officer SERRANO and CAMERON the second time. Initially I thought he hit Officer SERRANO because I couldn't see him in that second incident. Then we shot and it was my first time involved in an officer involved shooting. It was not a thought in my mind. It was the last. I would not have thought of that had Officer SERRANO not said that. I would not have thought about it (activating BWC).

Officer CAMERON made the following statements to me regarding the use of his body worn camera during the incident:

I was the driver of our patrol vehicle on this date. I was the primary when I initiated the pursuit. My body camera was not on at this time. It was my practice to follow the vehicle in hopes of stopping it once it committed an infraction. My concentration was on the vehicle and not crashing my vehicle into pedestrians around me. Not turning on my camera didn't even come into my mind because per practice leading up to that point was to activate my body camera when I exited the car. That was my practice. That's my muscle memory. At that time my concentration was on driving and not taking a hand off of the wheel to activate a body camera.

And,

I did not turn my body camera on at this time. It did not even cross my mind. I was just in a vehicle pursuit, concentrating on not hitting anyone else, not hitting any pedestrians, trying to safely execute that pursuit, and in my mind he abruptly came to a stop. I thought he was foot bailing already. I thought to myself, "I need to catch this guy" and that was my instinct. It didn't cross my mind to turn my body camera on at that time because that wasn't a normal traffic stop. That wasn't muscle memory for me. I was just in a pursuit and now I think it's a foot pursuit, so that muscle memory was not there for me.

And,

The way he parked his vehicle in the driveway made me think he knew someone at the residence. When I put my vehicle into park and exited I could see him looking back at me. I thought to myself, "Crap, he's still in the car." And that's when he makes eye contact with me over his left shoulder and throws it into reverse, revs the engine, and comes flying back at me with the vehicle. And that's when I have to jump into bushes to avoid being run over by the car.

And,

We were in the pursuit for about 30 seconds to a minute when it came to the initial stop (Cielo Drive). Once the driver threw the vehicle into reverse, if I didn't jump into the bushes he would have run me over. He backed out of the driveway and took off just as essentially the other unit, 454Q arrived, and all I remember is they took the primary. Myself and Officer BOGEMAN took the secondary position in the pursuit. I did not turn my body camera on at this time.

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Honestly, it wasn't even on my radar. I was just almost run over by a vehicle. He's taking off again, the other car is taking the primary, we need to get back in this fight, I jumped in the car, and now I'm back in the mindset of operating that patrol vehicle as number two in the pursuit.

Officer BOGGEMAN made the following statements to me regarding the use of his body worn camera during the incident:

We took the primary position in the pursuit. At that point, what I had done for the last couple of years since I had received my body camera, as soon as you exit the vehicle I would activate my body worn camera. The sheer speed at which the events unfolded also took that from the forefront of my mind.

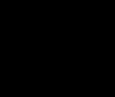
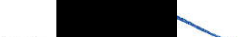
And,

The vehicle pulled into the driveway on Cielo. It was facing northbound. Officer CAMERON, who was driving our patrol vehicle, had a better view of the driver. He saw the door start to open and the driver start to get out of the car as if he was going to foot bail and run. Both Officer CAMERON and I exited the vehicle really quickly. In fact, I almost exited the vehicle before it was fully parked to get ready to chase the guy (VILAYSANE). The driver closed the door and got back into the vehicle. I did not turn my BWC on at this time. That was the one time that I actually thought, "I need to get my BWC on." Literally, the speed at how things happened and the sudden change from the driver isn't foot bailing anymore, he got back into the car. As soon as he did that, my partner and I both were yelling verbal commands to him. 100% of my attention was focused on that and that's when he put it back into reverse and swung the wheel out and almost ran over my partner for the first time. I wasn't thinking about body worn cameras.

And,

When the pursuit resumed we were the second vehicle. I did not activate my body camera at this time. At that point I was still shaken up on the 245 on an officer. Literally, my partner almost lost his life right there and I had contemplated shooting the suspect at that point. I realized Officers STERLING and SERRANO showed up at that time. I realized that during the vehicle pursuit my job was to put out information about the pursuit. When I exited the vehicle the first time I failed to clip the microphone on the holder. The radio was on the ground and I was fumbling around trying to get the radio and also to put my seatbelt back on. When we took off the seatbelt got locked up. I couldn't put the seatbelt on. I basically had to choose between BWC, a radio, and my personal safety with the seatbelt. I chose my personal safety with the seatbelt first and foremost and then I tried to address the radio issue. I ended up finding the radio at the very end of the pursuit.

During Officers SERRANO, STERLING, CAMERON, and BOGGEMAN's respective Homicide and Internal Affairs interviews, they articulated various factors related to their own personal safety, their

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partner officers' safety, and/or the general safety of the surrounding citizens in the area that took place during the incident. Officers SERRANO, STERLING, CAMERON, and BOGGEMAN's statements related to "safety" were directly related to the following portion of DP 1.49:

San Diego Police Department Procedure 1.49 (Axon Body Worn Camera Procedure), section V.A., dated March 9, 2016, which states in part:

V. PROCEDURE

- A. Officer safety and public safety take precedence over recording events.

Officers shall follow existing officer safety policies when conducting enforcement stops as outlined in Department policies and procedures. Officer safety and the safety of the public shall be the primary considerations when contacting citizens or conducting vehicle stops, not the ability to record an event.

Section V.A. was included in the previous and is included in the current versions of DP 1.49.

On July 20, 2016, more than two months after this OIS, the following addition to the current version of DP 1.49 was made:

San Diego Police Department Procedure 1.49 (Axon Body Worn Camera Procedure), Mandated Recordings Section V.A., dated July 20, 2016, which states in part:

- c. Officers should begin recording in the event mode while driving to a call that has the potential to involve an enforcement contact.

The addition to the "Mandated Recordings" section of the current version of DP 1.49, dictated that SDPD officers should activate their BWC while driving to a call that has the potential to involve an enforcement contact. Enforcement contacts include traffic stops and arrests. Clearly, Officers SERRANO, STERLING, CAMERON, and BOGGEMAN's vehicle pursuit was the means to an end of conducting a traffic stop on VILAYSANE that would have concluded in his arrest. VILAYSANE willfully failed to stop his vehicle and in effect created the vehicle pursuit. VILAYSANE's failure to yield to the officers created a chaotic and dynamic situation that put the community, officers, and his own safety in jeopardy. The District Attorney's letter concluded, "Mr. VILAYSANE made attempts to elude police capture while driving a stolen car. By reversing in the direction of the officers, he transformed the vehicle into a weapon." The summation of these stressful factors, surrounding safety, ultimately delayed the activation of the officers' body worn cameras. Based on the language of DP 1.49, coupled with the officer's statements surrounding safety, Officers SERRANO, STERLING CAMERON, and BOGGEMAN's would be within policy for the current version of DP 1.49 (implemented on March 9, 2016); and consequently, are within policy of the previous version of DP 1.49 (implemented on July 20, 2016) when this OIS occurred.

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Investigator's Report

Officer Involved Shooting Investigation 2016-0092

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On March 7, 2017, I met with Sergeant Rick PECHIN of the Research, Analysis, and Planning Unit, which stores the Department's BWC inspections. I requested Sergeant PECHIN provide me with Officers SERRANO, STERLING, CAMERON, and BOGGEMAN's BWC inspections for March, April, and May of 2016. Sergeant PECHIN provided me with photocopies of the requested BWC inspections. A comparison of the officers' enforcement related contacts was compared to the number of BWC videos the officers made and no discrepancies were found.

Reporting Officer: Se [REDACTED] Avera ID 6266 Division Internal Affairs

Approved by: [REDACTED] Date of Report: March 20, 2017

DOCUMENTATION:

The results of this investigation are based on the following items:

1. Homicide Special Investigations book.
2. Firearms Unit Laboratory Reports for Officers SERRANO, STERLING, CAMERON, and BOGGEMAN.
3. A compact disk containing audio interviews for Officers SERRANO, STERLING, CAMERON, and BOGGEMAN.
4. BWC Videos for Officers SERRANO, STERLING, CAMERON, and BOGGEMAN.
5. A Human Resources Employee Data sheet for Officer David SERRANO.
6. A Human Resources Employee Data sheet for Officer Trevor STERLING.
7. A Human Resources Employee Data sheet for Officer Ryan CAMERON.
8. A Human Resources Employee Data sheet for Officer Shawn BOGGEMAN.
9. Firearm Proficiency report for Officer SERRANO.
10. Firearm Proficiency report for Officer STERLING.
11. Firearm Proficiency report for Officer CAMERON.
12. Firearm Proficiency report for Officer BOGGEMAN.
13. A photocopy of the District Attorney's letter.
14. Photocopies of Officers SERRANO, STERLING, CAMERON, and BOGGEMAN's BWC inspections for March, April, and May of 2016.

CONFIDENTIAL: THIS REPORT IS FOR THE EXCLUSIVE USE OF THE CHIEF OF POLICE AND/OR CITY ATTORNEY.

Reporting Officer: Serg  era ID 6266 Division Internal Affairs

Approved by:  Date of Report: March 20, 2017

05/13/16 17:12:38 PRINT REQUESTED BY TERMINAL TAPR

Incident History for: #P16050019409

Case Numbers: \$PR160019824

Entered 05/11/16 21:26:47 BY RC07 8220
Dispatched 05/11/16 21:26:47 BY RC07 8220
Enroute 05/11/16 21:26:47
Onscene 05/11/16 21:26:47
Closed 05/13/16 06:05:03

Initial Type: 1088

Final Type: 1088 (REQUEST FOR COVER) Pri: 1 Dispo: O

Police BLK: FMap: TMap: Group: P4

Beat: 312 Src: R Inc Cmdr:

Loc: 6900 CIELO

Loc Info:

Name: Addr: Phone:

/2126 (8220) \$OUTSRV , NO MORE INFORMATION
/2126 DISPOS 452Q [REDACTED]
#7160 BOGGEMAN, SHAWN L
#6864 CAMERON, RYAN M
/2126 ASST 451S , NO MORE INFORMATION
[6900 CIELO]
#5174 JOHNSON, JAMES R
/2127 (8297) MMISC , W/C IS 10/4
/2127 (8220) MISC 451S , STOP SIGN
/2127 MISC 452Q , EB BENSON
/2127 ASST 454Q [6900 CIELO]
#6955 STERLING, TREVOR
#6912 SERRANO, DAVID
/2128 MISC 452Q , TC AT PAGEL AT BENSON
/2128 (8297) MISC 452Q , SHOTS FIRED
/2128 (8220) MISC 454Q , TC
/2128 MISC 454Q , SHOTS FIRED
/2128 ASSTOS ABLE3 [6900 CIELO]
#4837 CADY, PHILLIP D
#5519 RILEY, TREVOR S
/2129 MISC 454Q , NO ONE COME UP NORTH
/2129 MISC 454Q , ONE MALE IS THE DRIVER
/2129 ASST 437Z2 [6900 CIELO]
#7339 HAMILTON, RONALD C
#6759 NAZAROV, VLADIMIR
/2129 NEWLOC 454Q [REDACTED] PAGEL PL]
/2129 ASST 2904N3 [REDACTED] PAGEL PL]
#6191 EDWARDS, BRET T
/2129 (7339) *ENROUT 437Z2
/2129 (8297) CHANGE , FIRE 10/4 STANDING BACK
/2129 (8220) MISC ABLE3 , RIGHT FRONT SEAT SOUNDS UNOCCUPIED
/2130 ASST 438Y2 [REDACTED] PAGEL PL]
#7129 IWATSURU, JEFFREY S
/2130 MISC 454Q , UNITS STAND BY AT PAGEL /BENSON
/2130 MMISC , 447G 97
/2130 ASST 433U2 [REDACTED] PAGEL PL]
#7420 COSTON, AKILAH M
#6818 CARBAJAL, EDWIN
/2131 MISC ABLE3 , BLOCK OFF CIELO SOUTH END
/2131 ASST 436PU2 [REDACTED] PAGEL PL]
#8906 RODARTE, ALLEN

#6819 DAVIS, JADARRIC
 BEAT: --> 452
 #5727 HINDS, RICHARD C

/2131	(8297)	CHANGE	431Y2	[REDACTED] PAGEL PL]
/2131	(8220)	ASST		
(2131	(8906)	*ENROUT	436PU2	
/2131	(7339)	*ONSCNE	437Z2	
/2131	(8220)	MISC	ABLE3	, UNITS STOP NB TRAFFIC ON PAGEL
/2132		MISC	ABLE3	, NO MOVEMENT IN THE CAR
/2132	(5727)	*ONSCNE	431Y2	
/2132	(8685)	MISC	452Q	

[REDACTED]

/2132		MISC	452Q	
/2132	(8220)	MISC	451S	
/2132	(8685)	MISC	452Q	

[REDACTED]

/2132	(8220)	CHGLOC	436PU2	[REDACTED] PAGEL PL]
/2132		CHGLOC	452Q	[REDACTED] PAGEL PL]
/2132		ASST	2922N3	[REDACTED] PAGEL PL]
, 2132		ASST	L3	#5466 THIM, MICHAEL C [REDACTED] PAGEL PL]
/2133		MISC	ABLE3	#5477 CARTER, WILLIAM J , NO MOVEMENT FROM DRIVER, UNABLE TO SEE BACK
/2133		MISC	ABLE3	, DOES NOT LOOK LIKE PASSENGER IN FRONT SEAT
/2134		NEWLOC	451S	[REDACTED] PAGEL PL]
/2134		ASST	446S3	[REDACTED] PAGEL PL]
/2134		MMISC		#5736 MC GUIRE, EDWARD M [REDACTED]

[REDACTED]

/2134		ASST	442J3	[REDACTED] PAGEL PL]
/2134	(8906)	*ONSCNE	436PU2	#6057 ROTH, MATTHEW
/2135	(8220)	MMISC		, 446J #6684 97
/2135		ENROUT	446S3	
/2136	(6800)	CHANGE		, FIRE STAGED
/2136	(7129)	*ONSCNE	438Y2	
/2137	(8220)	MISC	ABLE3	, WHITE SHIRT, BLK JACKET
/2137		ASSTOS	453Q	[REDACTED] PAGEL PL]
				#6840 ROJAS, MICHAEL R
				#6911 WOLFF, DAVID
/2138		ASSTOS	433S2	[REDACTED] PAGEL PL]
/2138		MISC	433S2	#4638 ALEXANDER, ALONZO , CHECK [REDACTED] PAGEL , SUSP WAS PULLING INTO DRIVEWA Y
/2140		MISC	433S2	, NEED PEER SUPPORT FOR 3 UNITS
/2141		MISC	451S	, PEER SUPPORT FOR 4

/2141 MISC 451S , SENDING K9 TO VEH , UNITS ON PERIMETER STAND BY
 /2142 ONSCNE 2904N3
 /2142 ONSCNE 2922N3
 /2143 MISC 433S2 , WEST CURBLINE, PROBLEM HOUSE, GANG MEMBERS THER
 E, UNITS ON SOUTHEND TO WATCH HOUSE
 /2143 MISC 431Y2 , T4
 /2143 MISC 436PU2 , MEDIA 97
 /2144 MISC 433S2 , K9 DOING CALL OUTS
 /2144 MISC ABLE3 , 0 MOVEMENT FROM THE DRIVER
 /2145 MISC ABLE3 , K9 GIVING A C4
 /2145 (6800) CHANGE
 [REDACTED]
 /2145 (8220) ONSCNE L3
 /2145 MISC 433S2 , ASK MEDICS TO CLEAR IN , TRYING TO GET THE DOOR
 OPEN , TO GET THE SUBJ
 /2146 MISC ABLE3 , MEDICS COMING IN FROM WOODMAN/BENSONN
 /2146 (8297) CHANGE , FIRE 10/4 TO COME IN/LD01 CH
 /2146 (8848) ASST 516S3 [REDACTED] PAGEL PL]
 #6179 NGUYEN, NICHOLAS T
 /2147 MMISC 516S3 , ENRT FOR PEER SUPPORT
 /2147 (8220) MISC 451S , UNITS START TAPING OFF
 /2147 MISC 437Z2 , WOODMAN/BENSON BLOCKED
 /2147 MMISC , MEDIC 12
 /2148 ASST 435S3 [REDACTED] PAGEL PL]
 #5509 RUVIDO, JOSEPH L
 /2148 (5509) *ENROUT 435S3
 /2148 (8220) NEWLOC 437Z2 [BENSON AV/WOODMAN ST]
 /2148 MISC 433S2 , TAPE OFF SOUTH END
 /2149 MISC 431Y2 , NEED ONE MORE UNIT TO WATCH RESD ON WEST SIDE
 /2149 MISC 451S , DROP THE TON E
 /2149 (6800) ASSTOS 446J3 #6684 CARDENAS, CARLOS
 , 97 TIME INCORRECT
 /2149 (8928) ASSTER 615S3 #5682 SCHMOTTLACH, TRISTAN
 , PEER SUPPORT
 /2149 (8220) MISC 431Y2 , ONE HOUSE UP , SUV IN THE DRIVEWSAY
 /2150 MISC ABLE3 , PEOPLE IN PATIO OF [REDACTED] PAGEL
 /2150 MMISC , 447G 1144 AT 2150 HRS
 /2151 MISC 451S , ABLE CAN CLEAR
 /2151 MISC ABLE3 , WILL GET TAPE #
 /2151 (8297) ASSTER HOM2
 /2153 (5509) *ONSCNE 435S3
 /2153 (8297) CHGLOC HOM2 [REDACTED] PAGEL PL]
 /2156 (8220) ASSTOS 447J3 [REDACTED] PAGEL PL]
 #7377 DERISIO, THOMAS C
 /2157 (8563) ASSTER 930S [6900 CIELO]
 #4994 STERLING, JEFFREY J
 /2157 MISC 930S , FOR PEER SUPPORT
 /2158 (8220) MMISC , 321B WILL BE ENRT FOR PEER SUPPORT
 /2159 (5682) *CHGLOC 615S3 [SE SUB]
 /2159 (8220) MISC 451S , ALL PEER SUPPORT TO THE SE SUB
 /2200 (8814) CHGLOC 930S [REDACTED] PAGEL PL]
 /2202 (8220) ASST 447G3 #7443 NELSON, ROBERT W
 #6642 DYEMARTIN, ALAN
 (130? ONSCNE 447G3
 /2203 ASST 321B3 [SE SUB]
 #6227 THOMPSON, JOHN M
 /2204 ASSTOS 438J3 #6767 ULOVEC, GEOFFREY
 , TIME NOT ADV

/2204 MISC 433S2 , 2ND WATCH 30S UNIT WILL STAY OVER TO TAKE CALLS
 /2214 (6227) *ONSCNE 321B3
 /2216 (5682) *ONSCNE 615S3
 /2217 (8848) CHGLOC 321B3 [REDACTED] PAGEL PL]
 /2218 (5682) *CHGLOC 615S3 [REDACTED] PAGEL PL]
 /2220 *CHGLOC 615S3 [SE SUB]
 /2220 *ONSCNE 615S3
 /2220 (8848) CHGLOC 321B3 [SE SUB]
 /2221 (8297) MMISC , [REDACTED] IS RESPONDING ON THIS INCI
 DENT/LD01 CH
 /2221 (8848) ASSTOS 440L [SE SUB]
 #4528 BEHRENDT, STEVEN M
 /2223 ASSTER 400C #4207 DURAN, JORGE
 /2224 ASSTOS 437J3 [REDACTED] PAGEL PL]
 #7373 ARMBRUSTER, DAVID E
 /2226 CALLBK 447G3 , CAN CB FIRE AND GET THE NAMES AND ID NUMBERS FOR
 THE MEDICS #12 AND ENGINE #51 //ALSO PLS GET THE
 TEMP AT 2128 AT TIME OF SHOTS FIRED
 /2229 (8220) ONSCNE 400C
 /2231 ONSCNE 433S2
 /2238 (7128) SUPP
 TXT: ENGINE #51: BRYAN CARPENTER BC4224, ROBERT MA
 RSHALL RM5934, ROY STATEN RS1611, WILLIAM GALL WG
 766// MEDIC #12: CHRISTOPHER PILKERTON CP4867, JO
 SHUA MCCAULEY JM1780// CT02
 /2244 (8220) ASSTOS 441J3 [6900 CIELO]
 #7270 ROSAS, IRVING D
 , TIME NOT ADV
 /2248 (7128) SUPP
 TXT: PER NATIONAL WEATHER SERVICE, TEMP AT 2128 H
 OURS: CLOUDY SKIES, TEMP: 65 DEGREES, DEW POINT 5
 7, HUMIDITY 75%, WIND N/W 7MPH, PRESSURE 30(DOT)0
 3 AND RISING// CT02
 /2254 (5466) *CLEAR 2922N3
 /2319 (5477) *CLEAR L3
 /2343 (8814) CLEAR ABLE3
 /2350 (6191) *CLEAR 2904N3
 *** New Date: 05/12/16 ***
 /0006 (8297) ASSTOS 2540S #5371 PHILHOWER, RONNIE
 /0011 (4638) *CLEAR 433S2
 /0021 (8220) MISC 431Y2 , NEED RELIEF AT CIELO/PAGEL
 /0023 MISC 446S3 , 438Y/431Y WILL BE RELIEVED BY 446J 441J
 /0024 MISC 446S3 , 434Y WILL BE RELIEVED BY 437J
 /0030 (7129) *CHGLOC 438Y2 [SUB]
 /0031 (7339) *CLEAR 437Z2
 /0031 (7129) *ONSCNE 438Y2
 /0046 (8906) *CLEAR 436PU2
 /0107 (7420) *CLEAR 433U2
 /0112 (5727) *CLEAR 431Y2
 /0120 (6227) *ONSCNE 321B3
 /0120 *CHGLOC 321B3 [100 PAGEL]
 /0123 (7129) *CLEAR 438Y2
 /0127 (8295) \$PREMPT 446S3
 /0142 CLEAR 437J3
 /0144 CLEAR 447J3
 /0145 (6057) *CLEAR 442J3
 /0154 (8295) ASSTOS 437J3 #7377 DERISIO, THOMAS C
 /0156 (7377) *MISC 437J3 , 97 TIME INCORRECT
 /0204 (8295) ASST 446S3 #5736 MC GUIRE, EDWARD M
 /0210 (6227) *ONSCNE 321B3
 /0210 *CHGLOC 321B3 [HQ]
 /0210 *ONSCNE 321B3

/0211	(8295)	\$PREMPT	446S3	
/0223	(6840)	*CLEAR	453Q	
/0233	(8295)	ASST	805T3	#4576 WITT, STEVEN L
				#8722 TAVARES, EXPEDY
233	(4576)	*ONSCNE	805T3	
/0302	(8297)	CLEAR	2540S	
/0315	(5682)	*CHGLOC	615S3	[WESTERN SUB]
/0319	(8295)	ASSTOS	446S3	#5736 MC GUIRE, EDWARD M
/0330	(6227)	*CLEAR	321B3	
/0333	(6179)	*ACKDSP	516S3	
/0335	(5682)	*ONSCNE	615S3	
/0335		*CLEAR	615S3	
/0342	(6179)	*CLEAR	516S3	
/0445	(8848)	CLEAR	440L	
/0445		CLEAR	400C	
/0525	(5736)	*CLEAR	446S3	
/0537	(8361)	MISC	452Q	, VEH RETURNED TO SE
/0537		CLEAR	452Q	
/0541	(7443)	*CHGLOC	447G3	[SE SUB]
/0541		*ONSCNE	447G3	
/0547	(8361)	CHGLOC	435S3	[SUB]
/0554	(5509)	*ONSCNE	435S3	
/0600		*CLEAR	435S3	
/0623	(8759)	CLEAR	930S	
/0623	(8361)	ASSTER	442J1	#7283 CASSIDY, BRIAN C
/0624		ASSTER	431J1	[6900 CIELO]
				#6499 MONTAYRE, PHILIPPE R
/0625	(6499)	*ONSCNE	431J1	
/0625	(7443)	*CLEAR	447G3	
/0627	(8361)	ASST	436J1	[6900 CIELO]
				#7367 VILLANUEVA, ALFRED L
/0631	(7283)	*ONSCNE	442J1	
/0631	(7367)	*ENROUT	436J1	
/0631	(7283)	*CHGLOC	442J1	[PAGEL/BENSON/PERIM]
				, PERIMETER POST
/0634	(7377)	*CLEAR	437J3	
/0635	(7283)	*ONSCNE	442J1	
/0638		*CHGLOC	442J1	[BENSON/WOODMAN/PERIM]
/0638		*ONSCNE	442J1	
/0638		*ONSCNE	442J1	
/0638	(8254)	CHGLOC	436J1	[BENSON AV/SWEETWOOD ST]
/0642	(7367)	*ONSCNE	436J1	
/0645		*CLEAR	436J1	
/0646	(6767)	*CLEAR	438J3	
/0653	(7270)	*CLEAR	441J3	
/0654	(6684)	*CLEAR	446J3	
/0700	(8254)	ASSTOS	436J1	#7367 VILLANUEVA, ALFRED L
/0701	(7367)	*CHGLOC	436J1	[SWEETWOOD/BENSON]
/0701		*ONSCNE	436J1	
/0706	(4576)	*CHGLOC	805T3	[TRAFFIC]
/0731	(8361)	CLEAR	454Q	
/0731		CLEAR	451S	
/0743	(4576)	*ONSCNE	805T3	
/0746		*CLEAR	805T3	
/0815	(8361)	ASSTER	446G1	[BENSON/WOODMAN/PERIM]
				#7412 ARCINUE, CHRISTIAN M
				#6792 KETCHAM, EDWARD
/0815		ASSTER	444J1	[BENSON/WOODMAN/PERIM]
				#6880 MCPHERSON, MILES
/0816		\$PREMPT	446G1	

/0816		\$ASSTER	433K1	#6973 MOSS, CASEY
				#6865 ANSARI, ADDAM C
/0816		PREDSP	446G1	433K1
/0817		CLEAR	442J1	
/0817		CLEAR	444J1	
/0817		ASSTOS	442J1	[6900 CIELO]
				#7283 CASSIDY, BRIAN C
/0817		CALLBK	442J1	,, PLS START HARMONY FOR 3X3 CLEANUP
/0820	(6973)	*ONSCNE	433K1	
/0824	(8323)	ASNCAS		\$PR160019814
/0824	(8835)	CHANGE		, HARMONY T4 AND ETA W/IN THE HOUR // LD01
/0834	(8361)	CHGLOC	442J1	[NW SUB]
				, FOLLOWING TOW TRUCK
/0838	(6973)	*CLEAR	433K1	
/0857	(6499)	*CLEAR	431J1	
/0859	(8254)	ASST	431J1	#6499 MONTAYRE, PHILIPPE R
/0859	(6499)	*ENROUT	431J1	
/0903	(7367)	*CLEAR	436J1	
/0905	(6499)	*ONSCNE	431J1	
/0919	(8361)	MISC	431J1	, HARMONY 97
/0919		\$PREMPT	431J1	
/0925		ONSCNE	442J1	
/1002	(7283)	*CHGLOC	442J1	[HQ]
/1002		*ONSCNE	442J1	
/1002		*ENROUT	442J1	
/1025		*ONSCNE	442J1	
/1033	(8323)	ASNCAS		\$PR160019824
/1151	(7283)	*CHGLOC	442J1	[SE]
/1200		*CLEAR	442J1	D/R
'1459	(8838)	CLEAR	HOM2	
'1459		CLOSE	HOM2	D/R
/2211	(8685)	REOPEN		, NO MORE INFORMATION
/2211		DISPOS	805T3	[TRAFFIC]
				#4576 WITT, STEVEN L
				#8722 TAVARES, EXPEDY

*** New Date: 05/13/16 ***

/0605	(4576)	*CLEAR	805T3	D/O
/0605		CLOSE	805T3	D/O

OFFICE OF
THE DISTRICT ATTORNEY
COUNTY OF SAN DIEGO

San Diego
330 West Broadway
San Diego, CA 92101
(619) 531-4040

<http://www.sandiegoda.com>

BONNIE M. DUMANIS
DISTRICT ATTORNEY

September 13, 2016

Chief Shelley Zimmerman
San Diego Police Department
1401 Broadway
San Diego, CA 92101

Re: Fatal shooting of Mr. Thongsoune Vilaysane on May 11, 2016 by San Diego Police Officers David Serrano, Trevor Sterling, Ryan Cameron and Shawn Boggeman; San Diego Police Department Case No. 16-019814; DA Special Operations Case No. 16-110PS; Deputy District Attorney assigned: Fiona Khalil

Dear Chief Zimmerman:

We have reviewed the reports and other materials compiled by your agency's Homicide Unit concerning the circumstances leading to the fatal shooting of Mr. Thongsoune Vilaysane by the San Diego Police Officers identified above on May 11, 2016. A District Attorney Investigator responded to the scene and was briefed by your officers. This case was presented to the District Attorney's Office for review on August 30, 2016.

Persons Involved

Mr. Thongsoune Vilaysane was 30 years old at the time of this incident and resided in the City of San Diego. The officers involved in the incident were assigned to the Southeastern Division Crime Suppression Team and had been employed by the San Diego Police Department for two to five years. They were all in full uniform and were assigned as teams of two, each in a marked patrol unit.

Summary

Officers saw Mr. Vilaysane driving away from a house on Pagel Place known to be frequented by the Oriental Killer Boys gang, a known and documented criminal gang. When a patrol unit turned around to follow Vilaysane, he accelerated and drove through a stop sign. Vilaysane led officers on a pursuit, at one point pulling into a driveway of a residence. A uniformed officer approached the car on foot, shouting commands. Vilaysane looked in the direction of the officer and quickly backed out of the driveway, causing the officer to jump out of the way to avoid being hit. The officer recognized Vilaysane as a parolee whom he had arrested recently. Another patrol unit joined the pursuit. Vilaysane drove around the neighborhood and returned to Pagel Place, where he struck the side of a parked car. The patrol units stopped behind him. Two of the officers were to the left of the car Vilaysane was driving. They were confined by a car parked at the curb, Vilaysane's car and a patrol unit. Instead of continuing forward, Vilaysane reversed backwards at angle, forcefully striking the front of the first patrol unit, within feet of the two officers. He drove forward and then reversed again at an angle toward the officers. All four officers fired at Vilaysane. The car rolled forward and up onto a curb. Vilaysane died from his

injuries at the scene. The incident was recorded by body cameras. The car Vilaysane had been driving was stolen.

Statement of Officer Ryan Cameron

Officer Cameron is a member of the Crime Suppression Team (CST), assigned to proactively patrol Southeastern Division neighborhoods. On May 11, 2016, Cameron was partnered with Officer Shawn Boggeman. Officer David Serrano and Officer Trevor Sterling and another team of officers were working with them. They were monitoring a house on Pagel Place which was known to the police department for narcotics and gang activity. Members of the Oriental Killer Boys gang lived at the location and there were frequent visits to the home by members of affiliated gang sets. Cameron was aware that the week before a member of the Tiny Oriental Crips left the home and led officers on a ten-mile pursuit which ended in a crash.

On May 11, 2016 officers noticed there were numerous people arriving and leaving the house. Mr. Vilaysane was seen driving away from the house. He turned onto a street which does not lead anywhere, except to loop back to the same road. Cameron and Boggeman waited to see if Vilaysane would circle back. When he didn't, Cameron drove down the street. He saw Vilaysane driving toward him. They made eye contact as they passed each other. Cameron turned the patrol car around to follow Vilaysane. As he was doing so, he saw Vilaysane accelerate and run through the stop sign at the end of the street.

Officer Cameron followed Mr. Vilaysane and a pursuit ensued. During the pursuit Vilaysane drove into the driveway of a house on Cielo Drive. Cameron ran up to the car and Vilaysane looked at him over his right shoulder. They made eye contact with each other. Cameron told Vilaysane he wanted to see his hands and he should not move. Cameron was about three feet behind the car on the driver's side. Vilaysane reversed the car quickly, swinging it to the right so the car was angled toward the officer. Cameron had to jump out of the way to avoid being hit. Cameron recognized Vilaysane as the person he had recently assisted in arresting as a parolee at large. Cameron knew Vilaysane had a prior robbery conviction and an extensive criminal history. He also knew Vilaysane was a documented gang member with the San Diego Police Department.

Officer Serrano and Officer Sterling had driven to the location. They took the lead in the pursuit, with Officer Cameron and Officer Boggeman following. Mr. Vilaysane drove in a circular route around the neighborhood, driving back up Pagel Place at a high rate of speed. He turned onto a dirt driveway running parallel to the street, drove back down Pagel Place, and crashed into a parked car. Officer Serrano exited his patrol car with his gun drawn. Serrano gave commands to Vilaysane to show his hands, put them out the window, and not to move. The commands were given several times. Serrano's car was behind Vilaysane's car. There was a small gap, of approximately three feet, at the front quarter driver's side panel, between the patrol car and a parked car on the west curb line.

Mr. Vilaysane reversed at a high rate of speed and hit the front bumper of Officer Serrano's patrol car. Officer Cameron heard the engine accelerate as it was reversing. Cameron said he only remembered the car reversing once, but acknowledged during the interview that when he saw the footage from his body worn camera before the interview, he realized Vilaysane had

actually reversed a second time. Cameron stated he had not recalled that. He said he could only remember hearing the engine accelerate and the car coming backwards in his direction. He feared for his safety. He knew Serrano was to the side of him and there was nowhere for them to move to because they were confined by the parked car and the patrol car. Cameron believed they would be pinned between the cars or run over and killed. He fired his weapon at the driver 12 to 13 times. Once the car was no longer moving in his direction and the threat ceased, he stopped firing.

Officer Cameron continued to monitor the car and the driver, shouting commands to the driver to show his hands. The car had drifted down the street and up onto the curb. Cameron was concerned about approaching the car, because the driver had not followed previous commands and Cameron could not see into the car. Cameron knew about driver's criminal history and his association with occupants of the Pagel Place house. The officers waited for a canine unit to respond.

Statement of Officer Shawn Boggeman

Officer Boggeman had been involved in the previous week's vehicle pursuit which originated at the house on Pagel Place. He had been told gang members frequented the house. Boggeman saw the Acura Mr. Vilaysane was driving turn onto Sweetwood Street. Boggeman knew the street looped back to Benson Avenue. He and Officer Cameron waited for the car to exit, but it didn't. Cameron drove down Sweetwood and they saw the Acura driving toward them. Vilaysane looked at them as he drove past. Cameron made a u-turn. Vilaysane never applied any brakes at the stop sign for Benson Avenue and drove right through it. They followed Vilaysane. He was driving fast, erratically, and sloppily, almost as if he were not familiar with the car he was driving. Boggeman saw Vilaysane quickly turn into a driveway on Cielo Drive.

Officer Boggeman and Officer Cameron got out of the patrol car and approached the Acura. They shouted at Mr. Vilaysane to turn off the car and put his hands out. Vilaysane accelerated the engine a couple of times, disregarding the officers' commands. He then reversed the car and swung out of the driveway, with the wheel turned, almost hitting Cameron who was a couple of feet from the driver's side of the Acura. Boggeman said Cameron didn't have any place to go and was close to getting hit. Cameron had to jump out of the way. Boggeman considered shooting at Vilaysane then, but was concerned Cameron would get shot because of his location next to the driver's side of the Acura. Vilaysane hit some trash cans and almost hit the patrol unit. He drove off. Officer Serrano and Sterling had arrived. They took over as the lead pursuit car and followed Vilaysane.

Mr. Vilaysane went around the block and drove up Pagel Place again. At the top of Pagel Place he turned down a dirt driveway, and drove back onto Pagel Place. Vilaysane barely had control of the Acura. He temporarily regained control, but then hit a parked car. When Boggeman got out of the patrol car to assist with the high risk traffic stop he heard Officer Serrano yelling commands at Vilaysane to show his hands. Boggeman heard the Acura's engine accelerating and saw Serrano walking up to the patrol car. Boggeman saw the Acura back up at an angle and hit the patrol car. He heard the impact of the Acura hitting the patrol car. Boggeman was focused on the Acura and lost sight of Serrano. He believed Serrano had been run over by the Acura. He could see Officer Sterling on his right. He had clear line of sight on the Acura and

fired his weapon to try and stop the threat posed by Vilaysane. He stopped firing when the Acura started rolling forward. Boggeman believed he fired between six and ten rounds. Boggeman went around to the driver's side of the patrol car and saw Serrano standing, much to his relief. Boggeman felt he was in an exposed position so he took cover by a car parked on the curb. He waited for a canine unit to respond.

Vilaysane could have driven forward and left the scene if he had wanted to. There was nothing obstructing his way. Boggeman believed Vilaysane intended to reverse the car toward the officers and was shocked when he heard the engine accelerate. He stated it was a very deliberate move.

Statement of Officer David Serrano

Officer Serrano had personally contacted gang members leaving the Pagel Place house. He knew about the pursuit the week before and had been advised by a gang detective about gang members frequenting the home.

Officer Serrano told Officer Cameron and Officer Boggeman about the Acura leaving the home and heard Cameron acknowledge seeing the vehicle on Benson Avenue. Then he heard a radio transmission from Cameron saying the driver had failed to stop at a stop sign. Serrano and Officer Sterling waited for Cameron and Boggeman. They heard sirens and saw Cameron and Boggeman pursuing the Acura. Serrano and Sterling followed Cameron and Boggeman, but the Acura pulled into a driveway on Cielo Drive. When Cameron and Boggeman ran up to the Acura, the car reversed, almost colliding with Cameron. Serrano said Cameron could have easily been injured. The car reversed right into Cameron's path and then stopped a few inches from the front of Cameron's patrol car. Serrano had no doubt if Cameron had not jumped away he would have been underneath the Acura.

Officer Serrano and Officer Sterling got back into their patrol car and became the lead pursuit unit. The pursuit reached speeds of forty to fifty miles per hour and at one point the Acura veered into the opposite lane. Serrano hit his body camera to activate it. Mr. Vilaysane went around the block and back up Pagel Place, went down a dirt hill and collided with a parked car on Pagel. Serrano jumped out of the patrol car while the Acura was at an angle and began shouting commands at Vilaysane to show his hands. Serrano could see Vilaysane drop his hands and appear to pull something from the center console. The Acura reversed suddenly and hit the front of the patrol car. Serrano was concerned he was trapped in by the cars around him and the Acura. He continued to shout commands at Vilaysane to show his hands. Vilaysane looked at Serrano, turned the wheel of the Acura to angle it. The Acura reversed a second time. Serrano heard the engine accelerate. He thought he was going to get hit. He could not run because he risked being hit by the car. Serrano considered that Vilaysane had ignored all of his commands and had been reaching toward something. Serrano began firing at Vilaysane. He stopped when he saw Vilaysane fall over. The Acura rolled forward and up onto a curb.

Serrano did not know the status of Vilaysane so he remained a safe distance away. He saw that his magazine was empty and changed it. When he looked down he saw his body camera flashing and realized it had not been recording. He hit it again to make sure it recorded.

Statement of Officer Trevor Sterling

Officer Sterling was aware of the pursuit the week before and knew that numerous felons and gang members frequent the house on Pagel Place. In the three weeks before he had 10 to 15 police contacts with people associated with the residence. He and Officer Serrano could see cars coming and going from the house on May 11, 2016. There was more activity than usual at the home. He told Officer Cameron and Officer Boggeman about the Acura leaving the home. Sterling and Serrano heard the radio transmission about the failure to stop at the stop sign. They realized a pursuit would likely occur and waited for further information. They got behind Cameron and Boggeman's patrol car after they came up Pagel Place, but the Acura pulled into a driveway on Cielo Drive. As they came to a stop Sterling saw Cameron and Boggeman run up to the Acura. As Sterling began to run over to help the officers he saw Cameron jump out of the way of the Acura, as the car's front end swung around while reversing.

Officer Sterling described the ensuing pursuit which took place at a high rate of speed, ending up on Pagel Place where Vilaysane hit the parked car. Commands were given to Vilaysane to show his hands and turn off the car. The Acura reversed backward and hit the patrol car. Then the Acura rolled forward, before reversing again while turning the wheel. Sterling saw Officer Serrano on the left side of the Acura with parked cars behind him, while the Acura was coming toward him. Sterling believed the Acura was going to hit Serrano if it continued reversing, because Serrano had nowhere to go. Sterling began shooting at the bottom of the rear windshield. He stopped firing when the Acura was no longer backing up towards the officers. The car rolled forward slowly and did not appear to be a threat.

Officer Sterling took cover behind a different car so he was protected if Mr. Vilaysane reversed again. They waited for a canine unit to arrive because they were not going to walk up to a car that had already tried to hit one of them and put themselves at risk again. Sterling stated if Vilaysane had wanted to leave the scene there was nothing in his way; he had every opportunity in the world to leave, but he made a choice to try and run Serrano over.

Statements of Civilian Witnesses

One resident of Pagel Place said they were putting a trashcan out at the curb when they saw a vehicle speeding up the hill. The resident said the car was going fast. A few seconds later the resident saw a police car chasing the speeding vehicle. Both cars made a right turn, onto Cielo Drive. The resident went inside and then heard 8 to 10 shots being fired.

Approximately six additional neighbors heard the sound of sirens from the police chase and then heard several shots fired. None of those six residents saw the vehicle pursuit, collisions or shooting event. An additional five civilian witnesses heard the vehicle collision and saw portions of the shooting event. All five of those witnesses said they heard the collision and went out to the street to investigate. They said they saw and or heard one or more officers order Vilaysane to stop his car and place his hands where they could see them. Three of the witnesses described Vilaysane's vehicle backing up and aiming for the officers or their marked police vehicles. One of those witnesses said Vilaysane was trying to ram his car into the officers. The witnesses stated they saw and or heard the officers' fire several rounds at Vilaysane's vehicle.

Investigation

The crime scene was secured, photographed, and investigated by the San Diego Police Department's Homicide Unit. Officers' body-worn cameras, ABLE-helicopter footage, and closed circuit television surveillance footage from a private resident, as well as crime-scene photographs, crime reports, witness interviews, radio communications, police automatic vehicle location data, and medical examiner's reports were reviewed to analyze this event. Three of the four officers involved in the shooting had their body worn cameras activated at the time.

The investigation revealed the car driven by Vilaysane had been stolen from Carlsbad approximately five days prior to this incident. The responding officers' body worn cameras and ABLE footage confirms the vehicle's white lights to the rear were lit, indicating the transmission remained in reverse gear when the vehicle came to a stop. An officer can be heard warning other officers the car is still in reverse and needed to be placed in a neutral gear.

Automatic Vehicle Locator (AVL) data corroborated Officer Cameron and Officer Boggeman's description of stopping and waiting for Mr. Vilaysane to drive down Treewood Street; their brief journey down Treewood before turning around again. Additionally, the AVL corroborates Cameron and Boggeman's patrol car stopped on Cielo Drive in the vicinity of the driveway Vilaysane pulled into, before the arrival of Officer Serrano and Officer Sterling. Likewise, the AVL corroborates the pursuit took place on the streets the officers described in their statements.

A review of communications recordings indicates Officer Boggeman did provide the number of the license plate of the Acura to the dispatcher, but did not receive a response before the shooting incident occurred.

All of the officers' weapons were examined by the Firearms Unit. It was determined that if the firearms were loaded to capacity Officer Cameron fired thirteen times; Officer Serrano fired eighteen times; Officer Sterling fired seven times; and Officer Boggeman fired eight times, for a total of forty-six shots. All of the officers used 9mm caliber cartridges. Forty-six 9mm caliber cartridge cases were collected from the scene, consistent with the analysis of the Firearms Unit.

At autopsy it was determined Mr. Vilaysane was shot twenty times. He had gunshot wounds to his head, neck, upper torso and arms. Toxicological studies were positive for methamphetamines and amphetamines. Traces of ephedrine were also detected. The medical examiner noted numerous tattoos on Vilaysane's body including: "Killa Boyz," "OKB," "SE," and "South East." Tattoos of this nature are used to claim allegiance to and identify a person as a member of the South East San Diego Oriental Killer Boys gang.

Legal Analysis

This review was conducted pursuant to the joint protocol between this office and all San Diego law enforcement agencies calling upon the District Attorney to conduct an independent assessment of the circumstances surrounding the use of deadly force. The purpose of the District Attorney's review is to provide an independent analysis and determine if the shooting was legally justified. This review does not address compliance with the policies and procedures of any law enforcement agency, ways to improve training, or any issues related to civil liability.

Under California law, peace officers may use deadly force to protect themselves from the threat of death or great bodily harm and to use reasonable force in making an arrest. California Penal Code section 835a allows an officer to use reasonable force to make an arrest and to overcome resistance by a person whom they have reasonable cause to believe has committed a public offense.

In accordance with Penal Code section 196, peace officers may use deadly force in the course of their duties under circumstances not available to members of the general public. We are mindful, however, that certain limits on the use of deadly force apply to peace officers. The U.S. Ninth Circuit Court of Appeals, in the case of *Scott v. Henrich* (9th Cir. 1994) 39 F.3d 912, delineated those circumstances under which deadly force may be used:

[P]olice may use only such force as is objectively reasonable under the circumstances. An officer's use of deadly force is reasonable only if 'the officer has probable cause to believe that the suspect poses a significant threat of death or serious physical injury to the officer or others.' All determinations of unreasonable force 'must embody allowance for the fact that police officers are often forced to make split-second judgments – in circumstances that are tense, uncertain, and rapidly evolving – about the amount of force that is necessary in a particular situation.'”

The "reasonableness" of a particular use of force must be judged from the perspective of a reasonable officer on the scene, rather than with the 20/20 vision of hindsight. *Graham v. Connor* (1989) 490 U.S. 386, citing *Terry v. Ohio*, 392 U.S., at 20-22.

In addition to any laws applicable to situations where peace officers use deadly force in accomplishing their duties, the law of self-defense is available to any person. A person acts in lawful self-defense or defense of another if they reasonably believed that they or someone else was in imminent danger of suffering bodily injury, believed that the immediate use of force was necessary to defend against that danger, and used no more force than was necessary to defend against that danger.

Conclusions

Mr. Vilaysane made attempts to elude police capture while driving a stolen car. By reversing in the direction of the officers, he transformed the vehicle into a weapon. There were no obstacles in front of him and he could have simply driven away. It is of note that on Pagel Place, and the driveway on Cielo Drive, Vilaysane waited for the officers to approach the car he was in. He looked at the officers and knew where they were situated before he reversed his car toward them. The body worn camera footage of the incident shows Officer Serrano was in an extremely confined area on a narrow street with a car behind him, the car Vilaysane was driving in front of him, and the patrol unit in the middle of the street. He did not have an escape route because whatever direction he moved in he was at risk of getting run over or hit by Vilaysane. The footage also reveals Officer Cameron was only a few feet from the rear of the vehicle as it reversed quickly in the direction of the officers. The officers' decisions to attempt to stop the threat against Officer Serrano and Officer Cameron by shooting Mr. Vilaysane were lawful.

Chief Shelley Zimmerman
September 13, 2016
Page 8 of 8

Based on these facts, the law and the evidence, each officer's decision to shoot Mr. Vilaysane was reasonable and therefore each officer bears no criminal liability for their actions.

A copy of this letter, along with the materials submitted for our review, will be retained in our files.

Sincerely,

A solid black rectangular box used to redact the signature of Bonnie M. Dumanis.

BONNIE M. DUMANIS
District Attorney
County of San Diego

BMD: jd
cc: Captain David Nisleit
San Diego Police Department

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

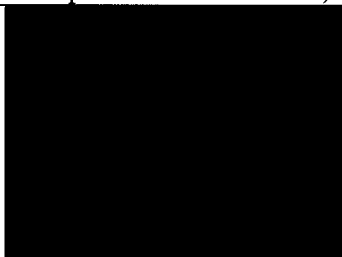
DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

SUBJECT INTERVIEWED:



WITNESS STATEMENT:

On May 11, 2016, at approximately 2215 hours, I was off duty and at my residence when I received a phone call from Homicide Detective Sergeant Greg FLOOD #4873. Sgt. FLOOD directed me to respond to 6900 Benson Street to assist with an officer involved shooting. I arrived on scene at approximately 2309 hours and met with members of Homicide Team II including Detective Sergeant Greg Flood, Detective Anna Yankovich # 5526, Detective Vince BALES #5873, Detective Mario PEREZ #6312 and Acting/Lieutenant Manuel DEL TORO #4754. Crime Scene Specialist Ally SOUTHERLAND #8841 and Crime Scene Specialist Steve CORDES #8328 also responded to the scene.

At approximately 2325 hours, Sergeant Joseph RUVIDO #5509 conducted a briefing of the incident. The briefing concluded at 2343 hours. During the briefing I essentially learned on May 11, 2016, at 100 Pagel Place, Southeastern Division Crime Suppression Team Officers David SERRANO #6912, Trevor STERLING #6955, Ryan CAMERON #6864 and Shawn BOGGEMAN #7160 fired multiple rounds at Thongsoune VILAYSANE, who was inside a 2-door 1997 silver Acura Integra bearing California license plate [REDACTED]. The vehicle was reported stolen on May 6, 2016, Carlsbad Police Department Case #16-03219SF. VILAYSANE was struck repeatedly and died at the scene. No officers were injured.

On May 12, 2016, I conducted an online search for media coverage of the incident in order to identify any potential witnesses that were not spoken to by police the night of the incident. After reviewing local news channels, I located a witness who identified himself as [REDACTED] to the news media. The following is the internet address link to the news story: [REDACTED] I did not speak to [REDACTED] during my witness checks, and Detective Sergeant FLOOD confirmed with Detective

Investigator's Report

Witness: [REDACTED]

Case # 16-019814

Page 2

LOPEZ he did not speak to him either. I conducted a computer check for contact information for [REDACTED] and attempted to call the listed numbers in the computer system but did not reach a working number. After reviewing the media videos, I learned [REDACTED] was practicing with his [REDACTED] on May 11, 2016.

On May 12, 2016, at 1301 hours, I telephone [REDACTED] the resident of [REDACTED] I interviewed. He had several [REDACTED] over for a practice on May 11, 2016. I spoke to [REDACTED] over the telephone to inquire about [REDACTED] said there were [REDACTED] who left before police could speak to them. He identified them as [REDACTED]

I asked [REDACTED] if he could have [REDACTED] and [REDACTED] call me so I could interview them. [REDACTED] said he did not have a phone number for [REDACTED] but would ask one of the other band members to contact him. He said he had [REDACTED] phone number and would call him to deliver the message. I provided my office number to [REDACTED] to pass on to [REDACTED] and [REDACTED]

[REDACTED] left me a voicemail on May 12, 2016, at 1538 hours. I called him back on May 16, 2016, at 1100 hours requesting a call back. I provided my office and cell phone numbers. [REDACTED] called and left a voicemail stating he was not available until after 1530-1600 hours.

On May 18, 2016, at 1540 hours, I called and spoke to [REDACTED] over the telephone. Our conversation was recorded and a copy was impounded under Barcode #10623679. Below is a summary of what [REDACTED] told me. It is not meant to be verbatim account of our conversation. For the complete conversation, please refer to the impounded CD.

Statement of [REDACTED] (Witness)

T- [REDACTED]
C- Detective CLENDENEN

C- Can you tell me what you saw?

T- We were practicing with our [REDACTED] There was like 7 of us I heard like a racing game...I thought some cars were racing. Then I saw red and blue lights. I ran outside and I saw a gray Acura with an Asian male. He crashed into like a blue car and there were two San Diego patrol cars coming up. There were like 7 police cars behind him. He was surrounded. One cop got out of his car. Told him clearly three or four times to get out of the car or he was going to shoot him. The reaction to the guy...he reversed his car maybe trying to go full speed. At that point, there were already 5-6 cops behind the patrol cop, and as soon as he impacted the car, that's when they opened fire. I saw about 6 cops. I didn't know if all of six shot but I did see in the news only four cops shot him. It was a good 40-50 rounds.

I thanked him for his time and concluded the interview.

Reporting
Detective

Tammy Clendenen

I.D. 6236

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873

Date of this report: 05/16/16

Time: 0750 hours

**SDPD RECORDS
FILE CHECK-OUT**

16-019814

CASE # 16-019814

FILE CHECK-OUT DATE 07/26/16

FILE CHECKED OUT TO: NAME GREG FLOOD

UNIT HOMICIDE

RECORDS CLERK-NAME/ID# 5269

FILE RETURN DATE 8-4-16

CRIME REPORT		SAN DIEGO REGIONAL CRIME/INCIDENT REPORT				INCIDENT NUMBER 16050019409	
		PAGE 1 of 4		CASE NUMBER 16019814			
BEAT 452	RELATED RPT #S	DATE 05/11/2016 - 05/11/2016	DAY OF WEEK Wednesday - Wednesday	TIME 21:28 - 21:30	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		
CODE SECTION AND DESCRIPTION ZZ/981000/ Special Investigation							
LOCATION OF INCIDENT (OR ADDRESS) 100 PAGEL ST						CITY SAN DIEGO	

VICTIM / WITNESS									
V	W TYPE 16	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) Boggeman, Shawn							
RESIDENCE ADDRESS									
CITY									
STATE									
ZIP									
RACE W	SEX M	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM RELATION TO SUSPECT	VW ASSIST N	
ID SD 7160									
STATUS EMP	EMPLOYER (RANK IF MILITARY) SDPD officer			BUSINESS ADDRESS			CITY		STATE
ZIP									
ADDITIONAL INFORMATION									

VICTIM / WITNESS									
W	W TYPE 16	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) Serrano, David							
RESIDENCE ADDRESS									
CITY									
STATE									
ZIP									
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM RELATION TO SUSPECT	VW ASSIST N	
ID SD 6912									
STATUS	EMPLOYER (RANK IF MILITARY) SDPD			BUSINESS ADDRESS			CITY		STATE
ZIP									
ADDITIONAL INFORMATION									

VICTIM / WITNESS									
W	W TYPE 16	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) Cameron, Ryan							
RESIDENCE ADDRESS									
CITY									
STATE									
ZIP									
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM RELATION TO SUSPECT	VW ASSIST N	
ID SD 6864									
STATUS	EMPLOYER (RANK IF MILITARY) SDPD			BUSINESS ADDRESS			CITY		STATE
ZIP									
ADDITIONAL INFORMATION									

VICTIM / WITNESS									
W	W TYPE 06	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) Sterling, Trevor							
RESIDENCE ADDRESS									
CITY									
STATE									
ZIP									
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM RELATION TO SUSPECT	VW ASSIST N	
ID SD 6955									
STATUS	EMPLOYER (RANK IF MILITARY) SDPD			BUSINESS ADDRESS			CITY		STATE
ZIP									
ADDITIONAL INFORMATION									

REPORTING OFFICER VINCENT BALES	I.D. # 5873	DIVISION SE2	AGENCY SDPD	DATE OF REPORT 5/24/2016	TIME 10:07
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CONTINUED FROM
CRIME REPORT

SAN DIEGO REGIONAL CRIME/INCIDENT REPORT

PAGE
2 of 4

INCIDENT NUMBER
16050019409
CASE NUMBER
16019814

M.O. INFORMATION

TOTAL # OF WITNESSES AT CRIME 3		PLACE OF ATTACK 6. Other:		SURROUNDING AREA 1. Residential	
<input checked="" type="checkbox"/> W	SPECIFY VEHICLE			HOW USED ASSAULTED	
TYPE OF STRUCTURE N/A					
POINT OF ENTRY 0. N/A					
SECURITY USED 0. N/A					
SUSPECT ACTIONS 60. Other: assaulted officer with vehicle					
VICTIM INJURED		EXTENT OF TREATMENT		SIC No	

SUSPECT(S)

ARRESTED N	SUSPECT NAME (LAST, FIRST MIDDLE) Vilaysane, Thongsoune					NICKNAME/AKA		
RACE A	SEX M	AGE 30	DOB 10/20/1985	HEIGHT 5'06" -	WEIGHT 180 -	BUILD NOR -	HAIR COLOR	EYE COLOR
SUSPECT'S ADDRESS			CITY			STATE		ZIP
ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.)								
SUSPECT'S CLOTHING								
HAIR LENGTH/TYPE	HAIR STYLE	FACIAL HAIR	COMPLEXION	GENERAL APPEARANCE	DEMEANOR	SPEECH	VOICE	

SUSPECT VEHICLE

YEAR 1997	MAKE ACURA	MODEL INTEGRA	COLOR/COLOR SILVER/SILVER	BODY TYPE 2D	LICENSE NO. [REDACTED]	STATE CA		
ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)			VIN [REDACTED]	VEHICLE IMPOUND N	TOWING COMPANY			
REGISTERED OWNER NAME (L, F, M) [REDACTED]			REGISTERED OWNER'S ADDRESS			CITY	STATE	ZIP

EVIDENCE

EVIDENCE OBTAINED	TAG NUMBERS None
See Evidence Collection Section for Details	
WITNESS CHECK	

OFFICER ASSAULT (OAK)

VEHICLE TYPE	NUMBER OFFICERS WITH PERSONAL INJURY	ACTIVITY WHEN ASSAULT OCCURRED
	NUMBER OFFICERS WITHOUT PERSONAL INJURY	

ARSON

ARSON TYPE	DESCRIPTION	CONTENT LOSS \$	STRUCT LOSS \$	ABANDONED
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REPORTING OFFICER VINCENT BALES	I.D. # 5873	DIVISION SE2	AGENCY SDPD	DATE OF REPORT 5/24/2016	TIME 10:07
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CONTINUED FROM
CRIME REPORT

SAN DIEGO REGIONAL CRIME/INCIDENT REPORT

PAGE
3 of 4

INCIDENT NUMBER
16050019409
CASE NUMBER
16019814

EVIDENCE COLLECTION

Officer's Investigation

I conducted the following attempts to locate, collect, and preserve evidence from the crime scene at

100 PAGEL ST

SAN DIEGO

CA

92114

LATENT PRINTS:

I made attempts to lift latent prints:

N

If NO, explain:

OTHER PHYSICAL EVIDENCE:

I made attempts to locate other physical evidence at the scene: Y

I recovered evidence listed in the spaces below (include photographs also):

Item Description

By Whom

How Marked

Disposition

Location Found

Tag Number

None

REPORTING OFFICER VINCENT BALES	I.D. # 5873	DIVISION SE2	AGENCY SDPD	DATE OF REPORT 5/24/2016	TIME 10:07
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(Revised 09/2013 Electronic)

CONTINUED FROM
CRIME REPORT

SAN DIEGO REGIONAL
CRIME/INCIDENT REPORT

PAGE
4 of 4

INCIDENT NUMBER
16050019409

CASE NUMBER
16019814

See attached investigation for details.

REPORTING OFFICER VINCENT BALES	I.D. # 5873	DIVISION SE2	AGENCY SDPD	DATE OF REPORT 5/24/2016	TIME 10:07
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(Revised 09/2013 Electronic)



**SAN DIEGO POLICE DEPARTMENT
FORENSIC SCIENCE SECTION
FIREARMS UNIT LABORATORY REPORT**



VICTIM 1: SDPD Officer BOGGEMAN, S. ID#7160
VICTIM 2: SDPD Officer SERRANO, D. ID#6912
VICTIM 3: SDPD Officer STERLING, T. ID#6955
VICTIM 4: SDPD Officer CAMERON, R. ID#6864
SUSPECT: VILAYSANE, Thongsoune
CHARGE: O.I.S. / Special Investigation
CASE #: 16-019814
INCIDENT #: 16050019409
HOMICIDE TEAM 2: Detective Bales / Sergeant Flood
DATE OF INCIDENT: May 11, 2016
SCENE LOCATION: 100 Pagel Place
CRIME SCENE SPECIALIST: Ally Southerland
CRIMINALIST: Eugene LaChimia

EVIDENCE EXAMINED:

One Glock, model 17 Gen 4, semiautomatic pistol, serial # [REDACTED] chambered in 9mm Luger caliber, with an attached flashlight, one inserted magazine and two spare magazines from SDPD Officer S. Boggeman

RESULTS AND CONCLUSIONS:

The Glock pistol from Officer S. Boggeman was received with a seated magazine, the slide closed, and a cartridge in the chamber. The seated magazine contained ten cartridges. The two spare magazines each contained seventeen cartridges. All cartridges were consistent with Department ammunition. The capacity of each of the magazines is marked as being seventeen cartridges. It is possible, though, to force an eighteenth cartridge into each of these magazines. The total capacity of the pistol with one cartridge in the chamber and an inserted, eighteen cartridge magazine is nineteen cartridges. This evidence indicated that if the pistol was loaded in this condition, **eight** cartridges had been fired from this pistol. If a different number of cartridges were loaded in the magazines, a different number of shots would be indicated. The pistol was testfired and operated normally.

DISPOSITION OF EVIDENCE:

The Glock pistol and magazines from Officer S. Boggeman were released to the Crime Scene Unit gun locker. The Firearms Processing Packet for the pistol and magazines was entered into the evidence barcode system (Barcode 10621742) and taken to the Property Room.

[REDACTED]
Eugene J. LaChimia, ID# 8757
Criminalist
May 18, 2016

Technical Review: [REDACTED] 8512 Date: 16 May 16
Administrative Review: [REDACTED] Date: 5-18-16



**SAN DIEGO POLICE DEPARTMENT
FORENSIC SCIENCE SECTION**



FIREARMS UNIT LABORATORY REPORT

OFFICER INVOLVED #1: BOGGEMAN, Shawn L. (SDPD ID #7160)
OFFICER INVOLVED #2: SERRANO, David R. (SDPD ID #6912)
OFFICER INVOLVED #3: STERLING, Trevor A. (SDPD ID #6955)
OFFICER INVOLVED #4: CAMERON, Ryan M. (SDPD ID #6864)
SUSPECT: VILAYSANE, Thongsoune
CHARGE: O.I.S./Special Investigation
INCIDENT#/CASE #: 16050019409/16-019814/24
HOMICIDE TEAM II: Sergeant Gary Flood/Detective Vincent Bales
DATE OF INCIDENT: May 11, 2016 (Wednesday)
SCENE LOCATION: 100 Pagel Place
CRIMINALIST: Bill W. Loznycky, Jr.

Barcode #10621740 (Firearms Processing Packet-CAMERON)

EVIDENCE SUBMITTED

SDPD Officer CAMERON, Ryan M., ID #6864;

One Sig Sauer, Model P229, 9mm Luger caliber, semi-automatic, double-action, centerfire pistol, serial number [REDACTED] one 9mm Luger caliber cartridge (Federal brand and Department Approved) in its chamber; thirteen 9mm Luger caliber cartridges (Federal brand and Department Approved), in its seated (in place), thirteen cartridge capacity pistol magazine #1; thirteen 9mm Luger caliber cartridges (Federal brand and Department Approved), in its extra thirteen cartridge capacity pistol magazine #2; and zero cartridges in its extra thirteen cartridge capacity pistol magazine #3; for a total of twenty-seven cartridges.

CONCLUSION/EXAMINATION:

SDPD Officer CAMERON, Ryan M. ID #6864;

The Sig Sauer model pistol was received with its hammer un-cocked, its slide in battery, and its magazine #1 seated. One 9mm Luger caliber cartridge was found in the pistol's chamber. The pistol's seated magazine #1 was examined and thirteen 9mm Luger caliber cartridges were found in the magazine. The pistol's extra magazine #2 was examined and thirteen 9mm Luger caliber cartridges were found in the magazine. The pistol's extra magazine #3 was examined and found empty. The capacity of this pistol in the "Hot Loaded" condition [one cartridge in the chamber and thirteen cartridges in the seated magazine #1] is fourteen cartridges. The total capacity of this pistol "Hot Loaded" with the two extra magazines #2 and #3 is forty cartridges. Twenty-seven cartridges were received with the pistol. Forty cartridges minus the twenty-seven cartridges

FIREARMS UNIT LABORATORY REPORT

INC #16050019409/Case #16-019814/24

Date May 17, 2016

Page 2 of 2

received with the pistol equals thirteen cartridges. This would indicate that **SDPD Officer CAMERON fired his pistol thirteen times.**

The Sig Sauer model pistol was checked for function and safety and the pistol was found to be operable.

No further information was obtained.

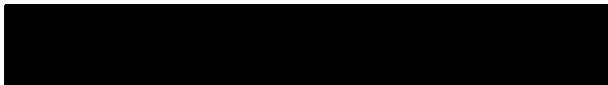
Details of all examinations are on file at the Laboratory.


DISPOSITION OF EVIDENCE:

The Sig Sauer model pistol and its three magazines – (CAMERON) were released to Crime Scene Specialist Ally SOUTHERLAND, ID #8841, on May 13, 2016, by this analyst. The pistol's "Firearms Processing Packet" (Barcode #10621740 – item #4 – CAMERON was impounded in the Property Room May 13, 2016 by this analyst.

REPORTS:

Original, Copy: Laboratory
Copy: Detective Vincent Bales


Bill W. Loznycky, Jr., ID #8176
Criminalist/Firearms Unit
May 17, 2016

Technical Review:  7757 Date: 5-17-16

Administration Review:  Date: 5-17-16



**SAN DIEGO POLICE DEPARTMENT
FORENSIC SCIENCE SECTION
FIREARMS UNIT LABORATORY REPORT**



VICTIM:	SDPD Officer SERRANO, David #6912
VICTIM:	SDPD Officer STERLING, Trevor #6955
VICTIM:	SDPD Officer BOGGEMAN, Shawn #7160
VICTIM:	SDPD Officer CAMERON, Ryan #6864
SUSPECT:	VILAYSANE, Thongsoune
CHARGE:	O.I.S. / Special Investigation
CASE #:	16-019814
INCIDENT #:	16050019409
HOMICIDE TEAM 2:	Detective Bales / Sgt Flood
DATE OF INCIDENT:	May 11, 2016
SCENE LOCATION:	100 Pagel Place
CRIME SCENE SPECIALIST:	Ally Southerland
CRIMINALIST:	Toniann Rebick

EVIDENCE EXAMINED:

SDPD Officer D. Serrano, ID #6912

One Glock, model 17, semi-automatic pistol chambered in 9mm Luger, serial number [REDACTED] with two magazines and an attached flashlight

Barcode #10622953: One Glock 9mm Luger magazine belonging to Officer Serrano

SDPD Officer T. Sterling, ID #6955

One Glock, model 17, semi-automatic pistol chambered in 9mm Luger, serial number [REDACTED] with three magazines and an attached flashlight

RESULTS AND CONCLUSIONS:

The Glock pistol from Officer Serrano was received with a seated magazine, the slide closed, the striker set, and a loaded chamber. The seated magazine (Mag A) contained 16 cartridges. The extra magazine (Mag B) contained seventeen cartridges. An additional magazine (Mag C – Barcode #10622953) was recovered empty at the scene. All cartridges were consistent with Department issue ammunition. The capacity of each of the three magazines is seventeen. The total capacity of the pistol with one round in the chamber and a full magazine is eighteen cartridges (“hot loaded”). Officer Serrano indicated that he fired all of the rounds in both Mag C and the chamber before reloading (“emergency reload”). The evidence indicates if the pistol was “hot loaded” and “emergency reloaded,” eighteen cartridges were fired from this pistol. If a different number of cartridges had been loaded into the seated magazine, then a different number of fired cartridge cases would be indicated. The pistol was test fired and found to operate normally.

FIREARMS LAB REPORT

Case #16-019814


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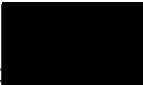
The Glock pistol from Officer Sterling was received with a seated magazine, the slide closed, the striker set, and a loaded chamber. The seated magazine (Mag A) contained 10 cartridges. One extra magazine (Mag B) contained seventeen cartridges and the other extra magazine (Mag C) contained sixteen cartridges. All cartridges were consistent with Department issue ammunition. The capacity of each of the three magazines is seventeen. The total capacity of the pistol with one round in the chamber and a full magazine is eighteen cartridges ("hot loaded"). The evidence indicates if the pistol was "hot loaded," seven cartridges were fired from this pistol. If a different number of cartridges had been loaded into the seated magazine, then a different number of fired cartridge cases would be indicated. The pistol was test fired and found to operate normally.

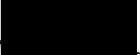
Details of all examinations are on file in the laboratory.

DISPOSITION OF EVIDENCE:

Two Firearms Processing Packets were booked into Property under Barcodes #10623040 (Officer Serrano) and #10623041 (Officer Sterling). The firearms and magazines were returned to the Crime Scene Unit Firearms Cabinet, and the magazine recovered at the scene (Barcode #10622953) was returned to CSS Southerland.

 ID# 8154
Toniann Rebick, ID# 8154
Criminalist II
May 17, 2016

Technical Review:  8512 Date: 19 May 16


Administrative Review:  Date: 5-19-16

SAN DIEGO POLICE DEPARTMENT
Property Report

Incident Number: **16050019409**

Case Number:

Suspect: , DOB:

BarCode	Item #	Item Type	Description
 10621415	1	VEHICLE	acura integra Serial #: [REDACTED]

Recovered By: **Cassidy, Brian 7283**

Date Recovered: **05/12/2016**

Recovery Address / Location: [REDACTED] **Pagel Driveway/Street**

Transported By: Cassidy, Brian 7283 on 5/12/16 0900

Impounded By: BRIAN CASSIDY 5/12/16 9:59

 10621686	2	CD / DVD	
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47 images of vehicles from 245/OIS

Recovered By: **WITT, STEVEN 4576**

Date Recovered: **05/12/1951**

Recovery Address / Location: **100 Pagel Pl San Diego, CA Street**

Impounded By: STEVEN WITT 5/12/16 23:24

 10621709	3	CD / DVD	
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Raw Data from total station #2 SERIAL # [REDACTED]

Recovered By: **WITT, STEVEN 4576**

Date Recovered: **05/12/1951**

Recovery Address / Location: **100 Pagel Pl San Diego, CA Street**

Impounded By: STEVEN WITT 5/13/16 2:15

 10621740	4	FIREARM PROCESSING KIT	
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Firearms Processing Packet SN: [REDACTED] (SDPD CAMERON)

Recovered By: **LOZNYCKY, BILL 8176**

Date Recovered: **05/12/1951**

Recovery Address / Location: **Crime Laboratory Firearms Unit**

Impounded By: BILL LOZNYCKY 5/13/16 6:48

 10621742	5	FIREARM PROCESSING KIT	
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FA Proc Pkt for Glock17 from Ofc S. Boggeman

Recovered By: **LACHIMIA, EUGENE 8757**

Date Recovered: **05/12/2016**

Recovery Address / Location: **Crime Lab Firearms**

Impounded By: Lachimia, Eugene 5/13/16 7:31

 10622953	6	FIREARM - MAGAZINE	
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SAN DIEGO POLICE DEPARTMENT
Property Report


Incident Number: **16050019409**


Case Number: **16-019814**


Suspect: **VILAYSANE, Thongsoune**


DOB:

BarCode	Item #	Item Type	Description
			One empty, black "GLOCK 9mm" firearm magazine.
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/12/2016
			Recovery Address / Location: 100 block of Pagel Place Collected from the ground next to SDPD patrol vehicle #6648(4) (exempt CA "1244232") , parked east of [REDACTED] Pagel Place.
			Impounded By: Southerland, Ally 5/17/16 8:23

 10622973	7	CD / DVD	
			video from [REDACTED] Pagel
			Recovered By: YANKOVICH, ANNA 5526
			Date Recovered: 05/12/2016
			Recovery Address / Location: 100 block of Pagel Place
			Transported By: YANKOVICH, ANNA 5526 on 5/12/16 0300
			Impounded By: ANNA YANKOVICH 5/17/16 9:28

 10622976	8	CD / DVD	
			OIS Briefing and Officer Walk Thru
			Recovered By: BALES, VINCENT 5873
			Date Recovered: 05/12/2016
			Recovery Address / Location: 100 block of Pagel Place
			Transported By: YANKOVICH, ANNA 5526 on 5/12/16 0300
			Impounded By: ANNA YANKOVICH 5/17/16 9:30

 10622978	9	CD / DVD	
			interview with [REDACTED]
			Recovered By: YANKOVICH, ANNA 5526
			Date Recovered: 05/12/2016
			Recovery Address / Location: 100 block of Pagel Place
			Transported By: YANKOVICH, ANNA 5526 on 5/12/16 0300
			Impounded By: ANNA YANKOVICH 5/17/16 9:37

 10623040	10	FIREARM PROCESSING KIT	
			Firearm Processing Packet for Glock S/N: [REDACTED] -Officer Serrano
			Recovered By: REBICK, TONIANN 8154
			Date Recovered: 05/13/1951
			Recovery Address / Location: 1401 Broadway Lab
			Impounded By: Rebick, Toniann 5/17/16 11:16

NOTES: Firearm Processing Packet for Glock S/N: [REDACTED] Officer Serrano -T. Rebick #8154 05/13/16
Chamber, Mag X3, Test Fires, Bore Swab

SAN DIEGO POLICE DEPARTMENT
Property Report

Incident Number: **16050019409**

Case Number:

Suspect: , DOB:

BarCode	Item #	Item Type	Description
 10623041	11	FIREARM PROCESSING KIT	

Firearm Processing Packet for Glock S/N: [REDACTED] -Officer Sterling -T. Rebick
#8154 05/13/16

Recovered By: **REBICK, TONIANN 8154**

Date Recovered: **05/13/1951**

Recovery Address / Location: **1401 Broadway Lab**

Impounded By: Rebick, Toniann 5/17/16 11:18

NOTES: Firearm Processing Packet for Glock S/N: [REDACTED] -Officer Sterling -T. Rebick #8154 05/13/16
Chamber, Mag X2, Test Fires, Bore Swab

 10623098	12	CD / DVD	
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911 and radio traffic

Recovered By: **YANKOVICH, ANNA 5526**

Date Recovered: **05/17/2016**

Recovery Address / Location: **100 block of Pagel Place**

Transported By: YANKOVICH, ANNA 5526 on 5/17/16 1300

Impounded By: ANNA YANKOVICH 5/17/16 13:07

 10623115	13	CD / DVD	
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interviews of [REDACTED]

Recovered By: **CLENDENEN, TAMMY 6236**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place**

Transported By: YANKOVICH, ANNA 5526 on 5/17/16 1300

Impounded By: TAMMY CLENDENEN 5/17/16 13:42

 10623117	14	CD / DVD	
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Interview [REDACTED]

Recovered By: **CLENDENEN, TAMMY 6236**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place**

Transported By: YANKOVICH, ANNA 5526 on 5/17/16 1300

Impounded By: TAMMY CLENDENEN 5/17/16 13:50

 10623118	15	CD / DVD	
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BWC non-involved officers

SAN DIEGO POLICE DEPARTMENT





Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
Recovered By: CLENDENEN, TAMMY 6236			
Date Recovered: 05/16/2016			
Recovery Address / Location: 100 block of Pagel Place			
Transported By: YANKOVICH, ANNA 5526 on 5/17/16 1300			
Impounded By: TAMMY CLENDENEN 5/17/16 13:52			
 10623119	16	CD / DVD	
BWC #7160			
Recovered By: CLENDENEN, TAMMY 6236			
Date Recovered: 05/16/2016			
Recovery Address / Location: 100 block of Pagel Place			
Transported By: YANKOVICH, ANNA 5526 on 5/17/16 1300			
Impounded By: TAMMY CLENDENEN 5/17/16 13:53			
 10623120	17	CD / DVD	
BWC #6955			
Recovered By: CLENDENEN, TAMMY 6236			
Date Recovered: 05/16/2016			
Recovery Address / Location: 100 block of Pagel Place			
Transported By: YANKOVICH, ANNA 5526 on 5/17/16 1300			
Impounded By: TAMMY CLENDENEN 5/17/16 13:54			
 10623122	18	CD / DVD	
BWC #6864			
Recovered By: CLENDENEN, TAMMY 6236			
Date Recovered: 05/16/2016			
Recovery Address / Location: 100 block of Pagel Place			
Transported By: YANKOVICH, ANNA 5526 on 5/17/16 1300			
Impounded By: TAMMY CLENDENEN 5/17/16 13:55			
 10623123	19	CD / DVD	
BWC #6912			
Recovered By: CLENDENEN, TAMMY 6236			
Date Recovered: 05/16/2016			
Recovery Address / Location: 100 block of Pagel Place			
Transported By: YANKOVICH, ANNA 5526 on 5/17/16 1300			
Impounded By: TAMMY CLENDENEN 5/17/16 13:56			

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
 10623176	20	CD / DVD	

ABLE video copy

Recovered By: **CLENDENEN, TAMMY 6236**

Date Recovered: **05/16/2016**

Recovery Address / Location: **100 block of Pagel Place**

Transported By: **YANKOVICH, ANNA** 5526 on 5/17/16 1300

Impounded By: **TAMMY CLENDENEN** 5/17/16 15:25

 10623437	21	CARTRIDGE CASE	
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One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt in front (east) of [REDACTED] Pagel Place.

Impounded By: **Southerland, Ally** 5/18/16 10:38

 10623457	22	CARTRIDGE CASE	
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One "SWISS+TECH" flashlight keychain.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt in front (east) of [REDACTED] Pagel Place.

Impounded By: **Southerland, Ally** 5/18/16 11:03

 10623460	23	CARTRIDGE CASE	
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One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt in front (east) of [REDACTED] Pagel Place.

Impounded By: **Southerland, Ally** 5/18/16 11:06

 10623468	24	CARTRIDGE CASE	
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One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the ground under SDPD patrol vehicle #6648(4), parked in front (east) of [REDACTED] Pagel Place.

Impounded By: **Southerland, Ally** 5/18/16 11:10

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
 10623478	25	BULLET (Fired-Not Ammo)	

One copper-jacketed bullet.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place Collected from the street in front (east) of [REDACTED] Pagel Place.**

Impounded By: **Southerland, Ally 5/18/16 11:25**

 10623481	26	CARTRIDGE CASE	
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One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place Collected from the asphalt under SDPD patrol vehicle #6648(4), parked in front (east) of [REDACTED] Pagel Place.**

Impounded By: **Southerland, Ally 5/18/16 11:33**

 10623483	27	CARTRIDGE CASE	
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One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place Collected from the asphalt behind the front driver-side tire of patrol vehicle #6648(4), parked east of [REDACTED] Pagel PI**

Impounded By: **Southerland, Ally 5/18/16 11:37**

 10623485	28	CARTRIDGE CASE	
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One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place Collected from the asphalt next to the front driver-side tire of patrol vehicle #6648(4), parked east of [REDACTED] Pagel Place**

Impounded By: **Southerland, Ally 5/18/16 11:42**

 10623487	29	CARTRIDGE CASE	
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One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place Collected from the asphalt next to the front driver-side tire of patrol vehicle #6648(4), parked east of [REDACTED] Pagel Place**

Impounded By: **Southerland, Ally 5/18/16 11:45**

 10623489	30	CARTRIDGE CASE	
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SAN DIEGO POLICE DEPARTMENT

Property Report


Incident Number: **16050019409**


Case Number: **16-019814**


Suspect: **VILAYSANE, Thongsoune**


DOB:


BarCode	Item #	Item Type	Description
			One cartridge case with headstamp "F C 9MM LUGER."
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/12/2016
			Recovery Address / Location: 100 block of Pagel Place collected from the asphalt behind (north of) the Saturn [REDACTED] parked east of [REDACTED] Pagel Place.
			Impounded By: Southerland, Ally 5/18/16 11:49

 10623490	31	CARTRIDGE CASE	One cartridge case with headstamp "F C 9MM LUGER."
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/12/2016
			Recovery Address / Location: 100 block of Pagel Place Collected from the asphalt behind the front driver-side tire of patrol vehicle #6648(4), parked east of [REDACTED] Pagel Place.
			Impounded By: Southerland, Ally 5/18/16 11:56

 10623491	32	BULLET (Fired-Not Ammo)	One copper-jacketed bullet.
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/12/2016
			Recovery Address / Location: 100 block of Pagel Place Collected from the asphalt under the patrol vehicle #6648(4), parked east of [REDACTED] Pagel Place.
			Impounded By: Southerland, Ally 5/18/16 12:01

 10623492	33	CARTRIDGE CASE	One cartridge case with headstamp "F C 9MM LUGER."
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/12/2016
			Recovery Address / Location: 100 block of Pagel Place Collected from the asphalt under the patrol vehicle #6648(4), parked east of [REDACTED] Pagel Place.
			Impounded By: Southerland, Ally 5/18/16 12:10






 10623506	34	CARTRIDGE CASE	One cartridge case with headstamp "F C 9MM LUGER."
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/12/2016
			Recovery Address / Location: 100 block of Pagel Place Collected from the asphalt next to the rear driver-side tire of the Saturn [REDACTED] parked east of [REDACTED] Pagel Pl.
			Impounded By: Southerland, Ally 5/18/16 12:35

 10623508	35	CARTRIDGE CASE	One cartridge case with headstamp "F C 9MM LUGER."
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SAN DIEGO POLICE DEPARTMENT
Property Report

Incident Number: **16050019409**
Suspect: **VILAYSANE, Thongsoune**

Case Number: **16-019814**
DOB:

BarCode	Item #	Item Type	Description
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: 100 block of Pagel Place	Collected from the asphalt under the patrol vehicle #6648(4), parked east of [REDACTED] Pagel Place.
		Impounded By: Southerland, Ally	5/18/16 12:41
 10623514	36	CARTRIDGE CASE	
		One cartridge case with headstamp "F C 9MM LUGER."	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: 100 block of Pagel Place	Collected from the asphalt under the Saturn [REDACTED] parked east of [REDACTED] Pagel Place.
		Impounded By: Southerland, Ally	5/18/16 12:47
 10623519	37	CARTRIDGE CASE	
		One cartridge case with headstamp "F C 9MM LUGER."	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: 100 block of Pagel Place	Collected from the asphalt under the Saturn [REDACTED] parked east of [REDACTED] Pagel Place.
		Impounded By: Southerland, Ally	5/18/16 12:57
 10623524	38	CARTRIDGE CASE	
		One cartridge case with headstamp "F C 9MM LUGER."	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: 100 block of Pagel Place	Collected from the concrete curb (gutter) in front (east) of [REDACTED] Pagel Place.
		Impounded By: Southerland, Ally	5/18/16 13:02
 10623586	39	CARTRIDGE CASE	
		One cartridge case with headstamp "F C 9MM LUGER."	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: 100 block of Pagel Place	Collected from the asphalt next to (west of) the driver door of patrol vehicle #6648(4), parked east of [REDACTED] Pagel Place.
		Impounded By: Southerland, Ally	5/18/16 14:16
 10623592	40	CARTRIDGE CASE	
		One cartridge case with headstamp "F C 9MM LUGER."	

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: 100 block of Pagel Place	Collected from the asphalt next to (west of) the patrol vehicle #6648(4), parked east of [REDACTED] Pagel Place.
		Impounded By: Southerland, Ally	5/18/16 14:23



10623593

41 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt next to (west of) the patrol vehicle #6648(4), parked east of [REDACTED] Pagel Place.

Impounded By: **Southerland, Ally** 5/18/16 14:30



10623596

42 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt next to (east of) the Saturn [REDACTED], parked east of [REDACTED] Pagel Place.

Impounded By: **Southerland, Ally** 5/18/16 14:36



10623607

43 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt next to the rear driver-side tire of the patrol vehicle #6648(4), parked east of [REDACTED] Pagel PI

Impounded By: **Southerland, Ally** 5/18/16 14:50



10623611

44 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt next to the rear driver-side tire of the patrol vehicle #6648(4), parked east of [REDACTED] Pagel PI

Impounded By: **Southerland, Ally** 5/18/16 14:55



10623616

45 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: 100 block of Pagel Place	Collected from the asphalt next to (east of) the Saturn, parked east of [REDACTED] Pagel Place.
		Impounded By: Southerland, Ally	5/18/16 15:01



10623625

46 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt next to the rear driver-side bumper of patrol vehicle #6648(4), parked east of [REDACTED] Pagel Pl.

Impounded By: **Southerland, Ally** 5/18/16 15:06



10623627

47 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt under the Saturn [REDACTED] parked east of [REDACTED] Pagel Place.

Impounded By: **Southerland, Ally** 5/18/16 15:11



10623629

48 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt under the Saturn [REDACTED] parked east of [REDACTED] Pagel Place.

Impounded By: **Southerland, Ally** 5/18/16 15:15



10623637

49 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt in front (east of) [REDACTED] Pagel Place.

Impounded By: **Southerland, Ally** 5/18/16 15:22



10623643

50 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: 100 block of Pagel Place	Collected from the asphalt in front (east of) [REDACTED] Pagel Place.
		Impounded By: Southerland, Ally	5/18/16 15:24



10623652

51 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected across the street from [REDACTED] Pagel Place, in the dirt/grass shoulder on the east side of the road.

Impounded By: **Southerland, Ally** 5/18/16 15:31



10623666

52 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected across the street from [REDACTED] Pagel Place, in the dirt/grass shoulder on the east side of the road.

Impounded By: **Southerland, Ally** 5/18/16 15:41



10623669

53 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected across the street from [REDACTED] Pagel Place, in the dirt/grass shoulder on the east side of the road.

Impounded By: **Southerland, Ally** 5/18/16 15:44



10623672

54 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected across the street from [REDACTED] Pagel Place, in the dirt/grass shoulder on the east side of the road.

Impounded By: **Southerland, Ally** 5/18/16 15:49



10623674

55 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: 100 block of Pagel Place Collected across the street from	
		██████████ Pagel Place, in the dirt/grass shoulder on the east side of the road.	
		Impounded By: Southerland, Ally 5/18/16 15:54	



10623676

56 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected across the street from

██████████ Pagel Place, in the dirt/grass shoulder on the east side of the road.

Impounded By: **Southerland, Ally 5/18/16 15:56**



10623678

57 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected across the street from

██████████ Pagel Place, in the dirt/grass shoulder on the east side of the road.

Impounded By: **Southerland, Ally 5/18/16 16:00**



10623679

58 CD / DVD

██████████ Interview

Recovered By: **CLENDENEN, TAMMY 6236**

Date Recovered: **05/18/2016**

Recovery Address / Location: **100 block of Pagel Place**

Transported By: **YANKOVICH, ANNA 5526** on 5/17/16 1300

Impounded By: **TAMMY CLENDENEN 5/18/16 16:03**



10623681

59 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected across the street from

██████████ Pagel Place, in the dirt/grass shoulder on the east side of the road.

Impounded By: **Southerland, Ally 5/18/16 16:03**



10623683

60 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: 100 block of Pagel Place Collected across the street from	
		██████████ Pagel Place, on the asphalt of the northbound lane.	
		Impounded By: Southerland, Ally 5/18/16 16:07	



10623684

61 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected across the street from

██████████ **Pagel Place, on the asphalt of the northbound lane.**

Impounded By: **Southerland, Ally 5/18/16 16:09**



10623686

62 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected across the street from

██████████ **Pagel Place, on the asphalt of the northbound lane.**

Impounded By: **Southerland, Ally 5/18/16 16:11**



10623692

63 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected across the street from

██████████ **Pagel Place, on the asphalt of the northbound lane.**

Impounded By: **Southerland, Ally 5/18/16 16:22**



10623693

64 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected across the street from

██████████ **Pagel Place, on the asphalt of the northbound lane.**

Impounded By: **Southerland, Ally 5/18/16 16:24**



10623696

65 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: 100 block of Pagel Place Collected across the street from	
		Page Place, on the asphalt of the northbound lane.	
		Impounded By: Southerland, Ally 5/18/16 16:27	



10623698

66 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected across the street from
Page Place, on the asphalt of the northbound lane.

Impounded By: **Southerland, Ally 5/18/16 16:29**



10623703

67 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt next to
(west of) the patrol vehicle #6648(4), parked east of **Page** Place.

Impounded By: **Southerland, Ally 5/18/16 16:32**



10623708

68 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt under
the **Saturn** parked east of **Page** Place.

Impounded By: **Southerland, Ally 5/18/16 16:40**



10623713

69 CARTRIDGE CASE

One cartridge case with headstamp "F C 9MM LUGER."

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the asphalt next to
(east of) the **Saturn** parked east of **Page** Place.

Impounded By: **Southerland, Ally 5/18/16 16:47**



10623717

70 LABORATORY
EVIDENCE

Paint chips.

SAN DIEGO POLICE DEPARTMENT






Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
Recovered By: Southerland, Ally 8841 Date Recovered: 05/12/2016 Recovery Address / Location: 100 block of Pagel Place Collected from the asphalt of the northbound lane of the 100 block of Pagel Place, east of [REDACTED] Pagel Place. Impounded By: Southerland, Ally 5/18/16 16:53			
 10623719	71	LABORATORY EVIDENCE	Paint chips. Recovered By: Southerland, Ally 8841 Date Recovered: 05/12/2016 Recovery Address / Location: 100 block of Pagel Place Collected from the asphalt of the northbound lane of the 100 block of Pagel Place, east of [REDACTED] Pagel Place. Impounded By: Southerland, Ally 5/18/16 16:57
 10623721	72	LABORATORY EVIDENCE	Paint chips. Recovered By: Southerland, Ally 8841 Date Recovered: 05/12/2016 Recovery Address / Location: 100 block of Pagel Place Collected from the asphalt of the northbound lane of the 100 block of Pagel Place, east of [REDACTED] Pagel Place. Impounded By: Southerland, Ally 5/18/16 17:00
 10623722	73	LABORATORY EVIDENCE	Paint chips. Recovered By: Southerland, Ally 8841 Date Recovered: 05/12/2016 Recovery Address / Location: 100 block of Pagel Place Collected from the asphalt of the northbound lane of the 100 block of Pagel Place, east of [REDACTED] Pagel Place. Impounded By: Southerland, Ally 5/18/16 17:02
 10623723	74	LABORATORY EVIDENCE	Broken glass pieces. Recovered By: Southerland, Ally 8841 Date Recovered: 05/12/2016 Recovery Address / Location: 100 block of Pagel Place Collected from the asphalt of the northbound lane of the 100 block of Pagel Place, east of [REDACTED] Pagel Place. Impounded By: Southerland, Ally 5/18/16 17:08
 10623725	75	BLOOD SWAB	One swab of an apparent bloodstain.

SAN DIEGO POLICE DEPARTMENT






Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
			<p>Recovered By: Southerland, Ally 8841</p> <p>Date Recovered: 05/12/2016</p> <p>Recovery Address / Location: 100 block of Pagel Place Collected from the concrete sidewalk, in front (east of) [REDACTED] Pagel Place.</p> <p>Impounded By: Southerland, Ally 5/18/16 17:13</p>
 10623726	76	LABORATORY EVIDENCE	<p>Paint scrapings.</p> <p>Recovered By: Southerland, Ally 8841</p> <p>Date Recovered: 05/12/2016</p> <p>Recovery Address / Location: 100 block of Pagel Place Collected from the metal push bar of the patrol vehicle #6648(4), parked east of [REDACTED] Pagel Place.</p> <p>Impounded By: Southerland, Ally 5/18/16 17:16</p>
 10623727	77	LABORATORY EVIDENCE	<p>Paint scrapings.</p> <p>Recovered By: Southerland, Ally 8841</p> <p>Date Recovered: 05/12/2016</p> <p>Recovery Address / Location: 100 block of Pagel Place Collected from- driver-side front bumper of the Toyota Corolla [REDACTED] parked across the street from [REDACTED] Pagel PI</p> <p>Impounded By: Southerland, Ally 5/18/16 17:19</p>
 10623731	78	CARTRIDGE CASE	<p>One cartridge case with headstamp "F C 9MM LUGER."</p> <p>Recovered By: Southerland, Ally 8841</p> <p>Date Recovered: 05/12/2016</p> <p>Recovery Address / Location: 100 block of Pagel Place Collected from the asphalt next to the driver-side rear tire of the Saturn [REDACTED] parked east of [REDACTED] Pagel PI</p> <p>Impounded By: Southerland, Ally 5/18/16 17:24</p>
 10623922	79	KNIFE	<p>One silver-colored folding knife with grass on it.</p> <p>Recovered By: Southerland, Ally 8841</p> <p>Date Recovered: 05/12/2016</p> <p>Recovery Address / Location: 100 block of Pagel Place Collected from the hood of the Acura Integra [REDACTED] parked in front of [REDACTED] Pagel Place over the sidewalk.</p> <p>Impounded By: Southerland, Ally 5/19/16 7:10</p>
 10623925	80	BULLET (Fired-Not Ammo)	<p>One copper-jacketed bullet.</p>

SAN DIEGO POLICE DEPARTMENT





Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
<p>Recovered By: Southerland, Ally 8841 Date Recovered: 05/12/2016 Recovery Address / Location: 100 block of Pagel Place Collected from the top of the rear windshield of the Acura Integra [REDACTED] parked in front of [REDACTED] Pagel Place.</p> <p>Impounded By: Southerland, Ally 5/19/16 7:18</p>			
 10623928	81	CIGARETTES/TOBAC CO	<p>One "Newport" cigarette.</p> <p>Recovered By: Southerland, Ally 8841 Date Recovered: 05/12/2016 Recovery Address / Location: 100 block of Pagel Place Collected from the suspect's left front pant pocket.</p> <p>Impounded By: Southerland, Ally 5/19/16 7:29</p>
 10623930	82	BULLET (Fired-Not Ammo)	<p>One copper-jacketed bullet.</p> <p>Recovered By: Southerland, Ally 8841 Date Recovered: 05/12/2016 Recovery Address / Location: 100 block of Pagel Place Collected from the sidewalk, next to the suspect, located on the sidewalk in front of [REDACTED] Pagel Place.</p> <p>Impounded By: Southerland, Ally 5/19/16 7:34</p>
 10623936	83	OTHER - See Additional Description for Further	<p>One pair of handcuffs with "154457" engraved on them and apparent bloodstains on them. One "ROCKY BOOTS" handcuff key.</p> <p>Recovered By: Southerland, Ally 8841 Date Recovered: 05/12/2016 Recovery Address / Location: 100 block of Pagel Place Collected from on the suspect's wrists (handcuffs).</p> <p>Impounded By: Southerland, Ally 5/19/16 7:46</p>
 10623942	84	HAT	<p>One black and grey hat with apparent bloodstains on it, holes in it and a "Steelers" logo embroidered on the front.</p> <p>Recovered By: Southerland, Ally 8841 Date Recovered: 05/12/2016 Recovery Address / Location: 100 block of Pagel Place Collected from the sidewalk next to (east of) the suspect, located in front (east) of [REDACTED] Pagel Place.</p> <p>Impounded By: Southerland, Ally 5/19/16 7:58</p>

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
 10623945	85	SHOES	

One black "TROOPER" size "8" slipper.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **100 block of Pagel Place** Collected from the sidewalk (east of **Pagel Place**) next to the suspect's right foot.

Impounded By: **Southerland, Ally 5/19/16 8:02**

 10623991	86	BAG	
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One paper bag.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s) VILAYSANE, Thongsoune** Collected from the suspect's head.

Impounded By: **Southerland, Ally 5/19/16 9:29**

 10623992	87	BAG	
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One paper bag.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s) VILAYSANE, Thongsoune** Collected from the suspect's left hand.

Impounded By: **Southerland, Ally 5/19/16 9:36**

 10623993	88	BAG	
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One paper bag.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s) VILAYSANE, Thongsoune** Collected from the suspect's right hand.

Impounded By: **Southerland, Ally 5/19/16 9:39**

 10623996	89	BAG	
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One paper bag.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s) VILAYSANE, Thongsoune** Collected from the suspect's left foot.

Impounded By: **Southerland, Ally 5/19/16 9:41**

 10623997	90	BAG	
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SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
		One paper bag.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: San Diego County Medical Examiner's Office- Autopsy (s)	
		VILAYSANE, Thongsoune [REDACTED] Collected from the suspect's right foot.	
		Impounded By: Southerland, Ally 5/19/16 9:42	



10624000

91 GSR KIT

Gunshot Residue Kit #9989.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s)**

VILAYSANE, Thongsoune [REDACTED] A sampling was collected from the suspect's hands.

Impounded By: **Southerland, Ally 5/19/16 9:59**



10624002

92 LABORATORY
EVIDENCE

Fingernail scrapings.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s)**

VILAYSANE, Thongsoune [REDACTED] Collected from the suspect's left hand.

Impounded By: **Southerland, Ally 5/19/16 10:02**



10624004

93 LABORATORY
EVIDENCE

Fingernail scrapings.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s)**

VILAYSANE, Thongsoune [REDACTED] Collected from the suspect's right hand.

Impounded By: **Southerland, Ally 5/19/16 10:06**



10624008

94 LABORATORY
EVIDENCE

Plucked head hair.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s)**

VILAYSANE, Thongsoune [REDACTED]

Impounded By: **Southerland, Ally 5/19/16 10:07**



10624011

95 MOUTH SWAB

SAN DIEGO POLICE DEPARTMENT





Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
Two reference mouth swabs (used simultaneously).			
Recovered By: Southerland, Ally 8841			
Date Recovered: 05/12/2016			
Recovery Address / Location: San Diego County Medical Examiner's Office- Autopsy (s)			
VILAYSANE, Thongsoune [REDACTED]			
Impounded By: Southerland, Ally 5/19/16 10:10			
 10624061	96	SHOES	
One black "TROOPER" size "8" slipper.			
Recovered By: Southerland, Ally 8841			
Date Recovered: 05/12/2016			
Recovery Address / Location: San Diego County Medical Examiner's Office- Autopsy (s)			
VILAYSANE, Thongsoune [REDACTED] Collected from the suspect's left foot.			
Impounded By: Southerland, Ally 5/19/16 11:24			
 10624062	97	CLOTHING	
One pair of grey and white "GILDAN" socks with apparent hair on them.			
Recovered By: Southerland, Ally 8841			
Date Recovered: 05/12/2016			
Recovery Address / Location: San Diego County Medical Examiner's Office- Autopsy (s)			
VILAYSANE, Thongsoune [REDACTED] Collected from the suspect's feet.			
Impounded By: Southerland, Ally 5/19/16 11:27			
 10624070	98	CD / DVD	
Original audio CD/ interview [REDACTED]			
Recovered By: PEREZ, MARIO 6312			
Date Recovered: 05/11/2016			
Recovery Address / Location: 100 Pagel Place			
Impounded By: MARIO PEREZ 5/19/16 11:59			
 10624078	99	CLOTHING	
Sweatshirt and wallet. See comments for full inventory.			
Recovered By: Southerland, Ally 8841			
Date Recovered: 05/12/2016			
Recovery Address / Location: San Diego County Medical Examiner's Office- Autopsy (s)			
VILAYSANE, Thongsoune [REDACTED] Removed and collected from on the suspect.			
Impounded By: Southerland, Ally 5/19/16 12:04			

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
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NOTES: *****

AMS 8841 5/19/16

One black "RAIDERS" size "XXL" zip-front hooded sweatshirt with apparent bloodstains on it and holes in it. The contents of the pockets are as follows:

-The right pocket contains:

--One screwdriver.

--One pen with apparent bloodstains on it.

-The left pocket contains:

--Broken glass pieces.

--One wallet containing:

--One lined paper with names and phone numbers handwritten on it.

---Two military identification cards; one in the name of " [REDACTED] " and one in the name of [REDACTED]

---One California Identification Card in the name of "VILASANE, THONGSOUNE."

---One [REDACTED] card in the name of "THONGSOU VILAYSANE."

---One Benefits Identification Card in the name of "THONGSOU VILAYSANE."

---One Viejas card on the name of "THONGSOUNE VILASANE."

---One Express Tire card in the name of [REDACTED]

---Bank cards, rewards cards and savings certificates.

---One note card with "Safelink" information handwritten on it.

The following items were removed from the left pocket and impounded separately:

-One copper-jacketed bullet was removed during the autopsy and impounded under 10624084.

-Eighty dollars in United States currency (three- twenty dollar bills, one- ten dollar bill and ten- one dollar bills), was removed during inventory and impounded under 10624087.

*****END*****



10624084

100

BULLET (Fired-Not
Ammo)

One copper-jacketed bullet.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s)**

VILAYSANE, Thongsoune [REDACTED] Removed and collected from the left pocket of the sweatshirt (10624078).

Impounded By: **Southerland, Ally 5/19/16 12:26**



10624087

101

MONEY - U.S.

Eighty dollars in United States currency (three- twenty dollar bills, one- ten dollar bill and ten- one dollar bills).

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: San Diego County Medical Examiner's Office- Autopsy (s)	
		VILAYSANE, Thongsoune [REDACTED] Removed and collected from the wallet in the left pocket of the sweatshirt (10624078).	
		Impounded By: Southerland, Ally 5/19/16 12:29	



10624132

102 CLOTHING

Sweatpants and pocket contents. See comments for full inventory.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s)**

VILAYSANE, Thongsoune [REDACTED] Removed and collected from the suspect.

Impounded By: **Southerland, Ally 5/19/16 13:20**

NOTES: *****

AMS 8841 5/19/16

One pair of black Nike size "s" sweatpants with apparent bloodstains on them.

The contents of the pockets are as follows:

-The right pocket contains:

--One black "CROCS" lighter with "CALIFORNIA" printed on it.

--One unopened pack of "Trident" gum.

--One silver-colored Honda apparent key fob.

--One white sheet of paper with handwriting on it.

--Four coins in foreign currencies.

The right pocket originally contained one dollar and thirty-one cents in United States currency (five- quarters, one- nickel and one- penny). This item was removed and impounded under 10624135.

-The left pocket contains:

--One California Driver License in the name of [REDACTED]

--One box of "Newport" cigarettes containing one cigarette.

--One piece of plastic packaging.

--One pen.

The left pocket originally contained twenty dollars in United States currency (one- twenty dollar bill). This item was removed and impounded under 10624135.

*****END*****



10624135

103 MONEY - U.S.

Twenty-one dollars and thirty-one cents in United States currency (one- twenty dollar bill, five- quarters, one- nickel and one- penny).

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s)**

VILAYSANE, Thongsoune [REDACTED] Removed from the pockets of the sweatpants (10624132).

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
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Impounded By: Southerland, Ally 5/19/16 13:28



10624145

104 CLOTHING

One white "PRO CLUB" size "XL" short-sleeved shirt with apparent bloodstains on it and holes in it.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s) VILAYSANE, Thongsoune** Removed and collected from the suspect.

Impounded By: Southerland, Ally 5/19/16 13:42



10624152

105 CLOTHING

One white tank-style shirt with apparent bloodstains on it and holes in it.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s) VILAYSANE, Thongsoune** Removed and collected from the suspect.

Impounded By: Southerland, Ally 5/19/16 13:52



10624161

106 LABORATORY EVIDENCE

Butcher paper containing possible trace evidence.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/19/2016**

Recovery Address / Location: **San Diego Police Department Crime Scene Unit drying hood #5. collected from the hood floor beneath the suspect's clothing (10624078, 10624132, 10624145 and 10624152).**

Impounded By: Southerland, Ally 5/19/16 14:01



10624165

107 CLOTHING

One pair of red, blue and white "Fruit of the Loom" size "XL" boxer-style underwear with apparent bloodstains on them.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **San Diego County Medical Examiner's Office- Autopsy (s) VILAYSANE, Thongsoune** Removed and collected from the suspect.

Impounded By: Southerland, Ally 5/19/16 14:06



10624173

108 BULLET (Fired-Not Ammo)

One copper-jacketed bullet.

SAN DIEGO POLICE DEPARTMENT

Property Report


Incident Number: **16050019409**


Case Number: **16-019814**


Suspect: **VILAYSANE, Thongsoune**


DOB:

BarCode	Item #	Item Type	Description
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: San Diego County Medical Examiner's Office- Autopsy (s) VILAYSANE, Thongsoune	Collected during the examination of the shirt (10624145).
		Impounded By: Southerland, Ally	5/19/16 14:16

 10624177	109	BULLET (Fired-Not Ammo)	
		One copper-jacketed bullet and jacket fragment.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: San Diego County Medical Examiner's Office- Autopsy (s) VILAYSANE, Thongsoune	Collected during the examination of the sweatshirt (10624078).
		Impounded By: Southerland, Ally	5/19/16 14:22

 10624200	110	BULLET (Fired-Not Ammo)	
		One copper-jacketed bullet.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: San Diego County Medical Examiner's Office- Autopsy (s) VILAYSANE, Thongsoune	Collected from the sheet, under the suspect's lower back.
		Impounded By: Southerland, Ally	5/19/16 14:43

 10624203	111	BULLET (Fired-Not Ammo)	
		One lead bullet fragment.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: San Diego County Medical Examiner's Office- Autopsy (s) VILAYSANE, Thongsoune	Collected from the sheet, under the suspect's back.
		Impounded By: Southerland, Ally	5/19/16 14:47

 10624208	112	BULLET (Fired-Not Ammo)	
		One copper-jacketed bullet and jacket fragment.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune	The envelope was labeled "Anterior Mid Neck bullet and Frag."

SAN DIEGO POLICE DEPARTMENT






Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
Impounded By: Southerland, Ally 5/19/16 14:53			
 10624216	113	BULLET (Fired-Not Ammo)	
One copper-jacketed bullet.			
Recovered By: Southerland, Ally 8841			
Date Recovered: 05/12/2016			
Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune [REDACTED] The enveloped was labeled "Left Chest."			
Impounded By: Southerland, Ally 5/19/16 14:58			
 10624219	114	BULLET (Fired-Not Ammo)	
One copper-jacketed bullet and jacket fragment.			
Recovered By: Southerland, Ally 8841			
Date Recovered: 05/12/2016			
Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune [REDACTED] The envelope is labeled "Proximal Right Arm Bullet and Frag."			
Impounded By: Southerland, Ally 5/19/16 15:04			
 10624223	115	BULLET (Fired-Not Ammo)	
One lead bullet, copper jacket and copper jacket fragments.			
Recovered By: Southerland, Ally 8841			
Date Recovered: 05/12/2016			
Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune [REDACTED] The envelope is labeled "Left Brain Fragments."			
Impounded By: Southerland, Ally 5/19/16 15:08			
 10624227	116	BULLET (Fired-Not Ammo)	
One copper-jacketed bullet.			
Recovered By: Southerland, Ally 8841			
Date Recovered: 05/12/2016			
Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune [REDACTED] The envelope is labeled "Top of head bullet."			
Impounded By: Southerland, Ally 5/19/16 15:11			
 10624231	117	BULLET (Fired-Not Ammo)	

SAN DIEGO POLICE DEPARTMENT





Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
		One copper-jacketed bullet.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune	The envelope is labeled "Midchest Bullet."
		Impounded By: Southerland, Ally	5/19/16 15:14
 10624242	118	BULLET (Fired-Not Ammo)	
		One copper-jacketed bullet.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune	The envelope is labeled "R. Thorax Bullet."
		Impounded By: Southerland, Ally	5/19/16 15:18
 10624244	119	BULLET (Fired-Not Ammo)	
		One copper-jacketed bullet.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune	The envelope is labeled "Superior Mid Chest bullet."
		Impounded By: Southerland, Ally	5/19/16 15:21
 10624251	120	BULLET (Fired-Not Ammo)	
		One copper-jacket bullet fragment.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune	The envelope is labeled "Chin Fragment."
		Impounded By: Southerland, Ally	5/19/16 15:24
 10624256	121	BULLET (Fired-Not Ammo)	
		Lead bullet fragments.	

SAN DIEGO POLICE DEPARTMENT

Property Report


Incident Number: **16050019409**


Case Number: **16-019814**


Suspect: **VILAYSANE, Thongsoune**


DOB:

BarCode	Item #	Item Type	Description
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune	The envelope is labeled "Right Forearm Frags."
		Impounded By: Southerland, Ally	5/19/16 15:28

 10624257	122	BULLET (Fired-Not Ammo)	
		One copper-jacketed bullet	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune	The envelope is labeled "Right Bicep Bullet."
		Impounded By: Southerland, Ally	5/19/16 15:32

 10624259	123	BULLET (Fired-Not Ammo)	
		One copper-jacketed bullet.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune	The envelope is labeled "Anterior Left Deltoid Bullet."
		Impounded By: Southerland, Ally	5/19/16 15:35

 10624262	124	BULLET (Fired-Not Ammo)	
		One copper-jacketed bullet.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune	The envelope is labeled "Left Occipital."
		Impounded By: Southerland, Ally	5/19/16 15:39

 10624265	125	BULLET (Fired-Not Ammo)	
		Lead bullet fragments.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/12/2016	
		Recovery Address / Location: Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune	The envelope is labeled "Left Upper Arm."

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
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Impounded By: Southerland, Ally 5/19/16 15:43



10624269

126

LABORATORY
EVIDENCE

One set of inked finger and palm prints.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune**

Impounded By: Southerland, Ally 5/19/16 15:50

NOTES: ** BC #10624269 returned to Property/Contains autopsy prints 5/25/16 **



10624271

127

LABORATORY
EVIDENCE

One rib bone sample.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune**

Impounded By: Southerland, Ally 5/19/16 15:55



10624281

128

BLOOD VIAL

One vial of the suspect's blood.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/12/2016**

Recovery Address / Location: **Received from Forensic Autopsy Specialist S. Walker - Autopsy (s) VILAYSANE, Thongsoune**

Impounded By: Southerland, Ally 5/19/16 16:09



10624282

129

LABORATORY
EVIDENCE

One reference bloodstain card.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/19/2016**

Recovery Address / Location: **San Diego Police Department Crime Scene Unit Prepared from the vial of the suspect's blood (10624281).**

Impounded By: Southerland, Ally 5/19/16 16:13



10625565

130

LABORATORY
EVIDENCE

Paint scrapings.

SAN DIEGO POLICE DEPARTMENT





Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
Recovered By: Southerland, Ally 8841 Date Recovered: 05/16/2016 Recovery Address / Location: San Diego Police Department Northwestern Impound Facility - Acura Integra [REDACTED] Collected from the rear passenger-side bumper. Impounded By: Southerland, Ally 5/23/16 11:39			
 10625567	131	LABORATORY EVIDENCE	-
Paint scrapings. Recovered By: Southerland, Ally 8841 Date Recovered: 05/16/2016 Recovery Address / Location: San Diego Police Department Northwestern Impound Facility - Acura Integra [REDACTED] Collected from the rear passenger-side bumper. Impounded By: Southerland, Ally 5/23/16 11:48			
 10625568	132	LABORATORY EVIDENCE	-
Paint scrapings. Recovered By: Southerland, Ally 8841 Date Recovered: 05/16/2016 Recovery Address / Location: San Diego Police Department Northwestern Impound Facility - Acura Integra [REDACTED] Collected from the front bumper, near the license plate. Impounded By: Southerland, Ally 5/23/16 11:51			
 10625569	133	BULLET (Fired-Not Ammo)	-
One copper-jacketed bullet. Recovered By: Southerland, Ally 8841 Date Recovered: 05/16/2016 Recovery Address / Location: San Diego Police Department Northwestern Impound Facility - Acura Integra [REDACTED] Collected from the rubber of the driver door window frame. Impounded By: Southerland, Ally 5/23/16 11:55			
 10625570	134	BULLET (Fired-Not Ammo)	-
One copper-jacketed bullet. Recovered By: Southerland, Ally 8841 Date Recovered: 05/16/2016 Recovery Address / Location: San Diego Police Department Northwestern Impound Facility - Acura Integra [REDACTED] Collected from the rubber of the driver door window frame. Impounded By: Southerland, Ally 5/23/16 11:59			

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
 10625571	135	BULLET (Fired-Not Ammo)	

One copper-jacketed bullet.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Collected from the rubber of the rear driver-side window frame.**

Impounded By: **Southerland, Ally 5/23/16 12:01**

 10625573	136	BULLET (Fired-Not Ammo)	
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One copper-jacketed bullet.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Collected from the rubber of the rear windshield frame.**

Impounded By: **Southerland, Ally 5/23/16 12:04**

 10625578	137	BULLET (Fired-Not Ammo)	
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One copper-jacketed bullet.


Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Collected from the rubber of the rear passenger-side window frame.**

Impounded By: **Southerland, Ally 5/23/16 12:09**

 10625583	138	BULLET (Fired-Not Ammo)	
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One copper-jacketed bullet.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Collected from the interior rubber of the rear hatch frame.**

Impounded By: **Southerland, Ally 5/23/16 12:16**

 10625595	139	BAG	
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Blue bag containing keys and cables. See comments for full inventory.

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/16/2016	
		Recovery Address / Location: San Diego Police Department Northwestern Impound Facility	
		- Acura Integra [REDACTED] Collected (after a search) from the butcher paper on the ground behind the vehicle-originally located in rear hatchback.	
		Impounded By: Southerland, Ally 5/23/16 12:49	


NOTES: *****


AMS 8841 5/23/16

One blue "PUMA" bag (part of placard 70) containing the following:

- One black box containing four key rings with keys on them.
- One empty "Night Guard" case.
- One "GLIDEWELL LABORATORIES" box containing numerous tools.
- One zippered "CRAFTSMAN" case containing numerous socket wrenches.
- One eyeglass case containing one pair of eyeglasses, one pair of lenses, one eyeglass pamphlet and one receipt for "Walmart" dated "05/21/15."
- Numerous charging cables, one "MP3" player, one "SABRENT" USB hub, one "MAGTEK" swipe card reader and one "BOSE" control pod.
- One silver-colored "MARKSMAN REPEATER" "BB Cal. (4.5mm) .177 Cal." air soft gun with serial number [REDACTED]
This item was removed and impounded under 10625597.
- One "beatstour" box containing one set of ear bud-style headphones and one "LG" cell phone. The cell phone was removed and impounded under 10625601.
- One box of "DEBROMU" tablets containing three blister packs. Two of the blister packs have five unopened pockets and one has ten unopened pockets. This item was removed from the bag and impounded under 10625605.

*****END*****

 10625597	140	BB/PELLET GUN	
		One silver-colored "MARKSMAN REPEATER" "BB Cal. (4.5mm) .177 Cal." air soft gun with serial number [REDACTED]	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/16/2016	
		Recovery Address / Location: San Diego Police Department Northwestern Impound Facility	
		- Acura Integra [REDACTED] Removed from the blue bag 10625595.	
		Impounded By: Southerland, Ally 5/23/16 12:52	

 10625601	141	CELL PHONE	
		One "LG" cell phone with "metroPCS" service and a cracked screen.	
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/16/2016	
		Recovery Address / Location: San Diego Police Department Northwestern Impound Facility	
		- Acura Integra [REDACTED] Removed from the blue bag 10625595.	
		Impounded By: Southerland, Ally 5/23/16 12:57	

 10625605	142	DRUGS - See Drug Type for Further	
---	-----	-----------------------------------	--

SAN DIEGO POLICE DEPARTMENT





Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
			One box of "DEBROMU" tablets containing three blister packs. Two with five unopened pockets and one with ten unopened pockets.
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/16/2016
			Recovery Address / Location: San Diego Police Department Northwestern Impound Facility
			- Acura Integra [REDACTED] Removed from the blue bag 10625595.
			Impounded By: Southerland, Ally 5/23/16 13:10
 10625606	143	BULLET (Fired-Not Ammo)	
			One copper-jacketed bullet.
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/16/2016
			Recovery Address / Location: San Diego Police Department Northwestern Impound Facility
			- Acura Integra [REDACTED] Collected from the rear hatchback area.
			Impounded By: Southerland, Ally 5/23/16 13:26
 10625607	144	LABORATORY EVIDENCE	
			Broken glass pieces.
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/16/2016
			Recovery Address / Location: San Diego Police Department Northwestern Impound Facility
			- Acura Integra [REDACTED] Collected from the driver floorboard.
			Impounded By: Southerland, Ally 5/23/16 13:31
 10625610	145	BLOOD SWAB	
			One swab of an apparent bloodstain.
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/16/2016
			Recovery Address / Location: San Diego Police Department Northwestern Impound Facility
			- Acura Integra [REDACTED] Collected from the driver seat.
			Impounded By: Southerland, Ally 5/23/16 13:45
 10625614	146	RECEIPT (sales)	
			One "Burlington" receipt dated "5/11/16," One "Earning Statement" document in the name of [REDACTED]
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/16/2016
			Recovery Address / Location: San Diego Police Department Northwestern Impound Facility
			- Acura Integra [REDACTED] Collected (after a search) from the center console cupholder.
			Impounded By: Southerland, Ally 5/23/16 13:49

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
 10625616	147	BULLET (Fired-Not Ammo)	

One copper-jacketed bullet.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Collected from the middle of the dashboard.**

Impounded By: **Southerland, Ally 5/23/16 13:54**

 10625617	148	BULLET (Fired-Not Ammo)	
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One copper-jacketed bullet.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Collected (after a search) from inside the brown backpack, which was originally located behind the front passenger seat.**

Impounded By: **Southerland, Ally 5/23/16 13:57**

 10625637	149	BACKPACK	
---	-----	----------	--

One brown "JANSPORT" backpack with holes in it. See comments for contents.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Collected (after search) from the butcher paper on the ground behind the vehicle-originally behind front passenger seat.**

Impounded By: **Southerland, Ally 5/23/16 14:30**

NOTES: *****

AMS 8841 5/23/16

One brown "JANSPORT" backpack with holes in it (placard 77) containing:

- One key ring with one key on it and an electric key fob.
- Toiletries, including but not limited to: one razor, one deodorant, one toothbrush and one container of floss.
- Charging cables.
- One electric drill.
- Tools and one crow bar.
- One blue reusable bag.
- One prescription bottle of [REDACTED] in the name of "VILAYSANE, THONGSOUNE" containing four white tablets with [REDACTED] imprinted on one side. This item was removed and impounded under 10625639.

The backpack was collected (after a search) from the butcher paper on the ground behind the vehicle. The backpack was originally located behind the front passenger seat.

*****END*****

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
 10625639	150	DRUGS - See Drug Type for Further	

One prescription bottle of [REDACTED] in the name of "VILAYSANE, THONGSOUNE" containing four white tablets with [REDACTED] imprinted on one side.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Removed from the back pack 10625637.**

Impounded By: **Southerland, Ally 5/23/16 14:33**

 10625650	151	CD / DVD	
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Audio CD of Interview with Off. David SERRANO #6912

Recovered By: **FLOOD, GREGORY 4873**

Date Recovered: **05/13/2016**

Recovery Address / Location: **1401 Broadway**

Impounded By: **GREGORY FLOOD 5/23/16 14:49**

 10625652	152	BULLET (Fired-Not Ammo)	
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One copper-jacketed bullet.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Collected from on top of the reusable bag located on the rear passenger floorboard.**

Impounded By: **Southerland, Ally 5/23/16 14:50**

 10625654	153	CD / DVD	
---	-----	----------	--

CD-Audio of Interview With Officer Ryan CAMERON #6864

Recovered By: **FLOOD, GREGORY 4873**

Date Recovered: **05/13/2016**

Recovery Address / Location: **1401 Broadway**

Impounded By: **GREGORY FLOOD 5/23/16 14:52**

 10625655	154	BULLET (Fired-Not Ammo)	
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One copper-jacketed bullet.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Collected from on top of the reusable bag located on the rear passenger floorboard.**

SAN DIEGO POLICE DEPARTMENT






Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
Impounded By: Southerland, Ally 5/23/16 14:52			
 10625661	155	CD / DVD	CD-Audio of Interview With Officer Trevor Sterling #6955
Recovered By: FLOOD, GREGORY 4873			
Date Recovered: 05/13/2016			
Recovery Address / Location: 1401 Broadway			
Impounded By: GREGORY FLOOD 5/23/16 14:55			
 10625663	156	BULLET (Fired-Not Ammo)	One copper-jacketed bullet.
Recovered By: Southerland, Ally 8841			
Date Recovered: 05/16/2016			
Recovery Address / Location: San Diego Police Department Northwestern Impound Facility			
- Acura Integra [REDACTED] Collected from the ground below the front passenger door.			
Impounded By: Southerland, Ally 5/23/16 15:01			
 10625664	157	CD / DVD	CD- Audio CD of Interview With Officer Shawn BOGGEMAN. Diagram drawn by BOGGEMAN
Recovered By: FLOOD, GREGORY 4873			
Date Recovered: 05/13/2016			
Recovery Address / Location: 1401 Broadway			
Impounded By: GREGORY FLOOD 5/23/16 15:03			
 10625672	158	BULLET (Fired-Not Ammo)	Copper jacket.
Recovered By: Southerland, Ally 8841			
Date Recovered: 05/16/2016			
Recovery Address / Location: San Diego Police Department Northwestern Impound Facility			
- Acura Integra [REDACTED] Collected (after a search) from the middle rear passenger seat.			
Impounded By: Southerland, Ally 5/23/16 15:12			
 10625675	159	BULLET (Fired-Not Ammo)	One copper-jacketed bullet.

SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
		Recovered By: Southerland, Ally 8841	
		Date Recovered: 05/16/2016	
		Recovery Address / Location: San Diego Police Department Northwestern Impound Facility	
		- Acura Integra [REDACTED] Collected from the ground below the front passenger door.	
		Impounded By: Southerland, Ally 5/23/16 15:16	

	160	DNA SWABS
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10625680

One swab of possible DNA evidence.


Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Collected from the driver door handle, door pull and window control levers.**

Impounded By: **Southerland, Ally 5/23/16 15:25**

	161	DNA SWABS
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10625681

Two swabs (used simultaneously) of possible DNA evidence.

Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Collected from the steering wheel, steering column control levers, gear shift.**

Impounded By: **Southerland, Ally 5/23/16 15:28**

	162	DNA SWABS
---	-----	-----------

10625682

One swab of possible DNA evidence.


Recovered By: **Southerland, Ally 8841**

Date Recovered: **05/16/2016**

Recovery Address / Location: **San Diego Police Department Northwestern Impound Facility**

- **Acura Integra** [REDACTED] **Collected from the driver seat adjustment levers, seat belt buckle and receiver (plastic portions).**

Impounded By: **Southerland, Ally 5/23/16 15:31**

	163	NOTEBOOK/PLANNER
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10629203

Steno book w/notes from incident

Recovered By: **PEREZ, MARIO 6312**

Date Recovered: **05/11/2016**

Recovery Address / Location: **100 Pagel PI**

Impounded By: **MARIO PEREZ 6/2/16 10:21**

	164	CD / DVD
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10633700

SAN DIEGO POLICE DEPARTMENT

Property Report


Incident Number: **16050019409**


Case Number: **16-019814**


Suspect: **VILAYSANE, Thongsoune**


DOB:

BarCode	Item #	Item Type	Description
			One "Master" DVD containing digital images #1 through #419 of the scene and officer processing.
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/11/2016
			Recovery Address / Location: 100 block of Pagel Place Master - Scene and Officer Processing
			Impounded By: Southerland, Ally 6/14/16 8:35

 10633701	165	CD / DVD	
			One "Working Copy" DVD containing digital images #1 through #419 of the scene and officer processing.
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/11/2016
			Recovery Address / Location: 100 block of Pagel Place Working Copy - Scene and Officer Processing
			Impounded By: Southerland, Ally 6/14/16 8:38

 10633702	166	CD / DVD	
			One "Master" DVD containing digital images #420 through #817 of the scene and autopsy.
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/11/2016
			Recovery Address / Location: 100 block of Pagel Place Master - Scene and Autopsy
			Impounded By: Southerland, Ally 6/14/16 8:39

 10633704	167	CD / DVD	
			One "Working Copy" DVD containing digital images #420 through #817 of the scene and autopsy.
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/11/2016
			Recovery Address / Location: 100 block of Pagel Place Working Copy - Scene and Autopsy
			Impounded By: Southerland, Ally 6/14/16 8:40

 10633705	168	CD / DVD	
			One "Master" DVD containing digital images #818 through #1218 of the vehicle processing.
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/16/2016
			Recovery Address / Location: Northwestern Impound Facility - Acura Integra [REDACTED] Master - Vehicle Processing
			Impounded By: Southerland, Ally 6/14/16 8:42

 10633706	169	CD / DVD	
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SAN DIEGO POLICE DEPARTMENT

Property Report

Incident Number: **16050019409**

Case Number: **16-019814**

Suspect: **VILAYSANE, Thongsoune**

DOB:

BarCode	Item #	Item Type	Description
			One "Working Copy" DVD containing digital images #818 through #1218 of the vehicle processing.
			Recovered By: Southerland, Ally 8841
			Date Recovered: 05/16/2016
			Recovery Address / Location: Northwestern Impound Facility - Acura Integra
			Working Copy - Vehicle Processing
			Impounded By: Southerland, Ally 6/14/16 8:43



**SAN DIEGO POLICE DEPARTMENT
FORENSIC SCIENCE SECTION**



CRIME SCENE RECONSTRUCTION REPORT

VICTIM: SDPD Officer BOGGEMAN, Shawn
VICTIM: SDPD Officer SERRANO, David
VICTIM: SDPD Officer STERLING, Trevor
VICTIM: SDPD Officer CAMERON, Ryan
SUSPECT: VILAYSANE, Thongsoune
CHARGE: OIS-Special Investigation/ 245(a)(1) PC
CASE #: 16-019814/16-019824
INCIDENT #: 16050019409
HOMICIDE TEAM 2: Sergeant Flood/Detective Bales
DATE OF INCIDENT: May 11, 2016
SCENE LOCATION: 100 Block of Pagel Place
CRIMINALIST: Steve Cordes

CRIME SCENE REPORT:

On May 11, 2016, at approximately 2215 hours, I was contacted by Criminalist Adam Dutra and informed of a Special Investigation at 6500 Benson Avenue. I contacted Criminalist Deborah Blackwell (OIS trainee) and we arrived at the scene at approximately 2320 hours.

BRIEFING:

The following is a synopsis of the briefing given at the scene, and information contained in the SDPD press releases dated May 11, 2016 and May 14, 2016.

San Diego Police were involved in a short vehicle pursuit/failure to yield of a stolen silver colored 1997 Acura that ended when the vehicle hit a parked car on Pagel Place. Four officers approached the vehicle on foot to initiate a vehicle stop. The suspect reversed his vehicle towards the officers striking an SDPD patrol vehicle. The four officers fired their service pistols striking the suspect several times with gunfire. The suspect's vehicle then rolled to its final position in the driveway of [REDACTED] Pagel Place. The patrol vehicle was moved to its final position for purposes of lighting. The suspect was given first aid by paramedics but he was pronounced deceased at the scene.

Officer Cameron and Officer Serrano both stated they were approaching the driver's side of the suspect vehicle when the suspect reversed his vehicle into the SDPD patrol vehicle. Officer Cameron stated that he fired his service pistol approximately twelve times, and Officer Serrano stated that he fired his service pistol approximately four to six times at the suspect.

Crime Scene Reconstruction Report
16-019814
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Officer Boggeman and Officer Sterling stated they were approaching the passenger's side of the suspect vehicle when the suspect reversed his vehicle into the SDPD patrol vehicle. Officer Boggeman stated that he fired his service pistol approximately six to eight times, and Officer Sterling stated that he fired his service pistol approximately four or five times at the suspect.

SCENE DESCRIPTION:

The scene was located on the 100 block of Pagel Place in front of [REDACTED] Pagel Place with the suspect's car coming to rest in the driveway of [REDACTED] Pagel Place. See Figure 1.

Pagel Place runs north and south and is sloped down from the south to the north. There is a sidewalk on the west side of the street and an unimproved payment edge on the east side. For placement of the items of evidence, measurements, and the car positions relative to each other, Traffic Division Officer Witt utilized a total station for documentation. See his report dated May 13, 2016.

OBSERVATIONS:

The suspect's car, a silver 1997 Acura, was facing west in the driveway (final resting place) to [REDACTED] Pagel Place with the suspect on the ground beside and south of his vehicle.

SDPD Patrol vehicle 6648 was parked near the centerline (final resting place) of Pagel Place at an angle, facing downhill (north). It was apparent the vehicle had moved after the incident to provide lighting on the suspect's vehicle.

A total of forty-six cartridge cases, all in 9mm Luger caliber were collected from the scene. A grouping of eight cartridge cases was located on the unimproved payment edge behind and to the east of the patrol vehicle, north of a trash can. There was another grouping of seven cartridge cases located on the unimproved payment edge to the south of the first grouping and south of another trash can. A total of thirty-one cartridge cases were located on the ground in front of, underneath, and between the patrol vehicle and a Saturn parked on the west curb of Pagel Place.

Silver colored apparent paint flakes were noted on the road surface behind and on the passenger side of SDPD Patrol vehicle 6648. There were apparent paint transfers on both the left front of the Toyota Corolla and the front of SDPD Patrol vehicle 6648.

Two expended bullets were located on the pavement, one under the SDPD Patrol vehicle 6648 and the other next to the curb line north of the parked Saturn.

Damage/paint transfer was noted on the driver's side front wheel fender area of the Toyota Corolla parked on the east pavement edge of Pagel Place.

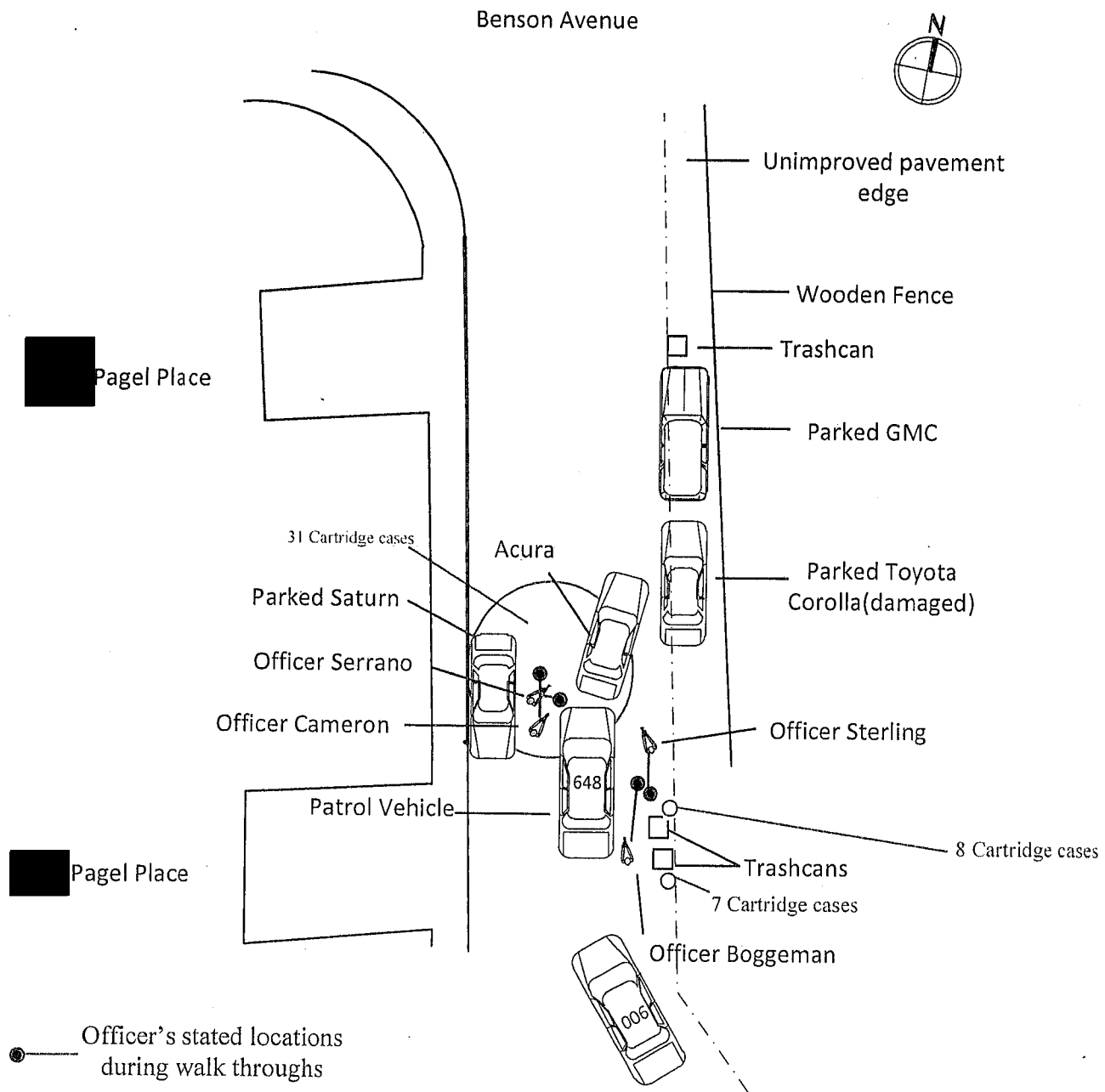


Figure 1 - showing approximate positions of vehicles and locations of officers at the start of the incident based on officer's body worn cameras and cartridge case locations

Crime Scene Reconstruction Report

16-019814

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Damage/paint transfer was noted on the front push bar area of SDPD patrol vehicle. Paint flakes were noted on the road surface behind and on the passenger side of SDPD Patrol vehicle 6648.

Officer Cameron's firearm was a Sig Sauer model 229 chambered in 9mm Luger caliber. An examination of this firearm indicated that if the pistol was "hot loaded" thirteen cartridges had been fired from the pistol. See Firearms Report by Criminalist Loznycky dated May 17, 2016.

Officer Serrano's firearm was a Glock model 17 chambered in 9mm Luger caliber. An examination of this firearm indicated that if the pistol was "hot loaded" eighteen cartridges had been fired from the pistol. See Firearms Report by Criminalist Rebick dated May 17, 2016.

Officer Boggeman's firearm was a Glock model 17 chambered in 9mm Luger caliber. An examination of this firearm indicated that if the pistol was "hot loaded" eight cartridges had been fired from the pistol. See Firearms Report by Criminalist LaChimia dated May 18, 2016.

Officer Sterling's firearm was a Glock model 17 chambered in 9mm Luger caliber. An examination of this firearm indicated that if the pistol was "hot loaded" seven cartridges had been fired from the pistol. See Firearms Report by Criminalist Rebick dated May 17, 2016.

REVIEW OF BODY WORN CAMERAS

I reviewed the officers' body worn cameras on July 25, 2016, and obtained the following information. See Figure 1.

Officer Serrano-camera was not on until the suspect's car was rolling toward its final position after the shooting.

Officer Cameron-camera showed the officer exiting patrol unit 7006, driver's side, running forward to join Officer Serrano at the driver's side rear of the suspect's car. Officer Cameron fired his service pistol from this location as the suspect reversed into patrol unit 6648. Officer Serrano can be seen to his left during the incident, and Officer Sterling can be seen at the passenger side rear of the suspect vehicle.

Officer Sterling-camera showed the officer exiting the passenger side of patrol unit 6648 moving forward to a position behind the parked Toyota Corolla until the suspect reversed his vehicle into patrol unit 6648. He then moved to a location next to the front passenger quarter panel of patrol unit 6648 where he fired his service pistol.

Officer Boggeman-camera showed the officer exiting the passenger side of patrol unit 7006 and moving to a location at the rear passenger side of patrol unit 6648 where he fired his service

pistol.

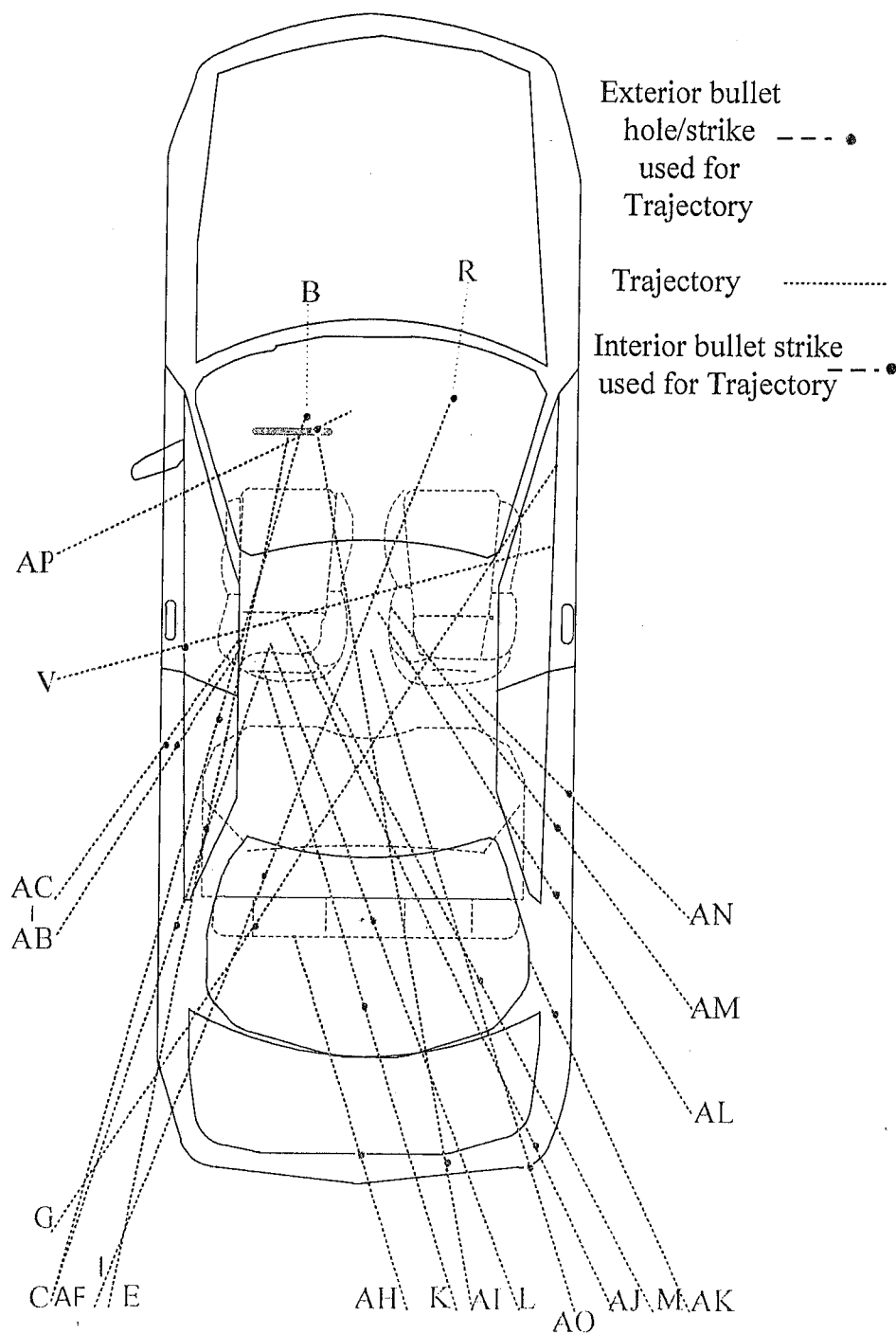


Figure 2 – showing the suspect's 1997 Acura and approximate trajectories

Crime Scene Reconstruction Report

16-019814

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SUSPECT'S INJURIES:

The suspect's injuries consisted of multiple gunshot wounds to the upper torso, the right and left forearms and left elbow, the right and left upper arms, and the left shoulder. See the report by the Medical Examiner for a detailed list of the suspect's injuries.

VEHICLE EXAM:

The suspect's vehicle was examined on May 16, 2016 at the SDPD Northeastern substation garage.

The vehicle is a silver colored 1997 Acura two door sedan. There was collision type damage to the front passenger side bumper, the rear passenger bumper, and the rear quarter panel. The damage appeared to be new with the paint flaking from the damaged areas.

A total of forty-one bullet holes/strike marks were noted not counting exits and re-entry strikes in the interior of the vehicle.

Twenty possible trajectories were determined using bullet holes/strikes that perforated the exterior of the vehicle. See Figure 2.

The majority of the trajectories were determined to be from the back of the vehicle to the front.

CONCLUSIONS

Information from the crime scene, firearms reports, officers' body worn cameras, vehicle exam, and the photographs from the autopsy were used to form the following conclusions.

Officer Cameron discharged his service pistol a total of thirteen times towards the driver's side of the suspect's vehicle, while located in the area between the parked Saturn, SDPD Patrol vehicle 6648, and the driver's side of the suspect's Acura.

Officer Serrano discharged his service pistol a total of eighteen times towards the driver's side of the suspect's vehicle, while located in the area between the parked Saturn, SDPD Patrol vehicle 6648, and the driver's side of the suspect's Acura.

The above is supported by the thirty one cartridge cases recovered from the reported locations of the officers and their body worn cameras.

Officer Sterling discharged his service pistol towards the passenger side of the suspect's vehicle a total of seven times from an area behind the suspect's vehicle. This is supported by his body

Crime Scene Reconstruction Report

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worn camera showing his location, and the grouping of cartridge cases located to the east of patrol vehicle 6648 and north of a trash can.

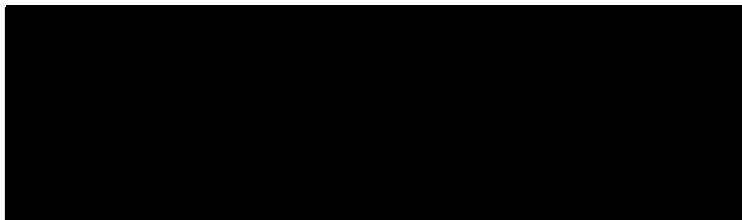
Officer Boggeman discharged his service pistol a total of eight times towards the rear of the suspect's vehicle from an area behind and towards the passenger side of the patrol unit 6648. This is supported by his body worn camera showing his location, and the grouping of cartridge cases located to the south of the previous grouping.

The two groupings of cartridge cases totaling fifteen is consistent with the total number of shots fired by Officer Sterling and Officer Boggeman.

It was apparent that the locations of the officers as stated in the walk throughs are different from the locations as determined by the viewing of the body worn cameras. See Figure 1.

The silver colored apparent paint collected from the parked Toyota Corolla, the front of the patrol vehicle, and the flakes from the pavement surface are consistent with the officers' statements that the Acura hit the parked Toyota and then reversed into the Patrol vehicle at the time of the incident.


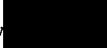
This report contains the conclusions, opinions, and interpretations of the analyst whose signature appears below.



Steven K. Cordes #8328

Trace Evidence

July 12, 2016

Technical Review:  757 Date: 7-28-16 Administrative Review  Date: 8-4-16

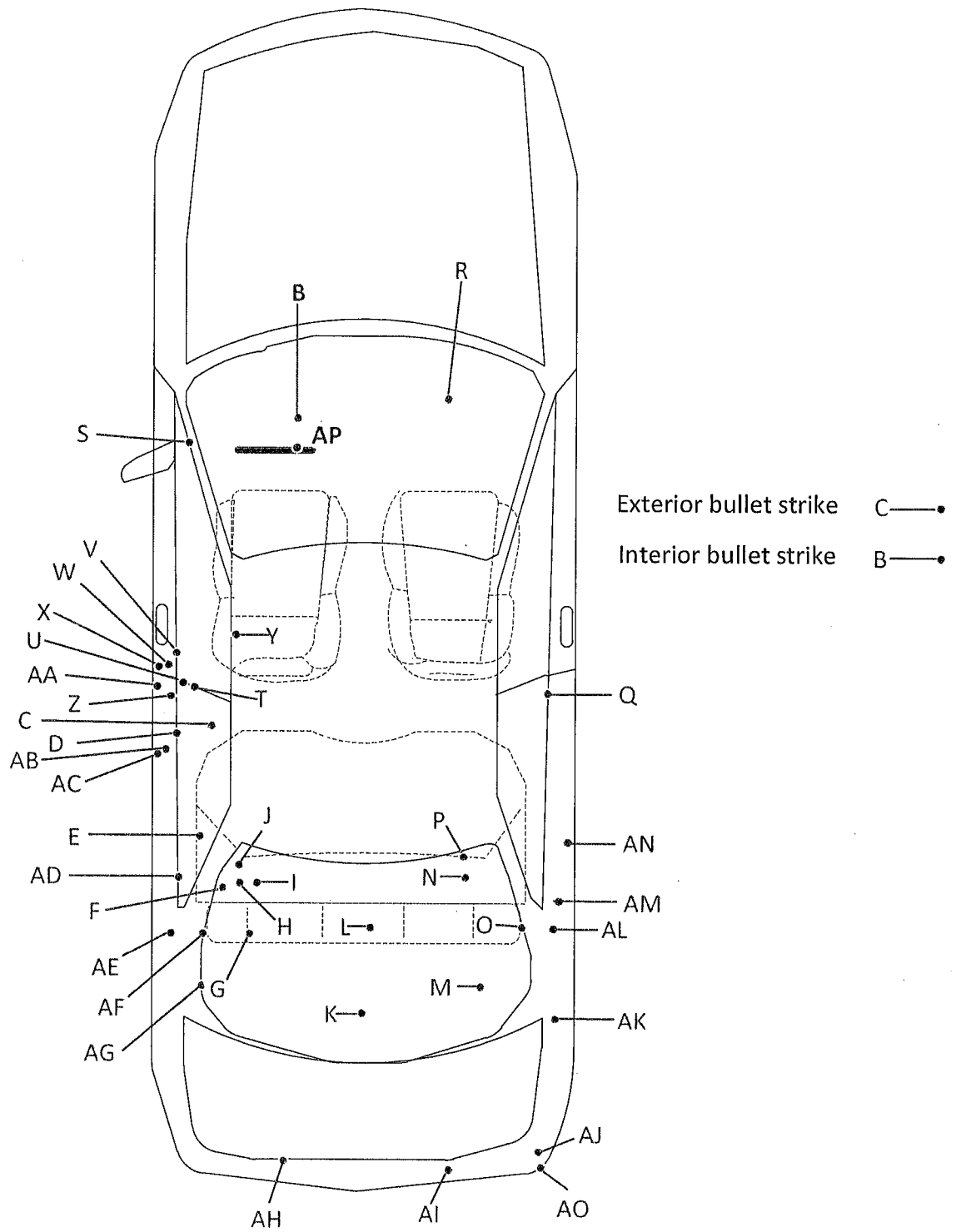


Figure 2

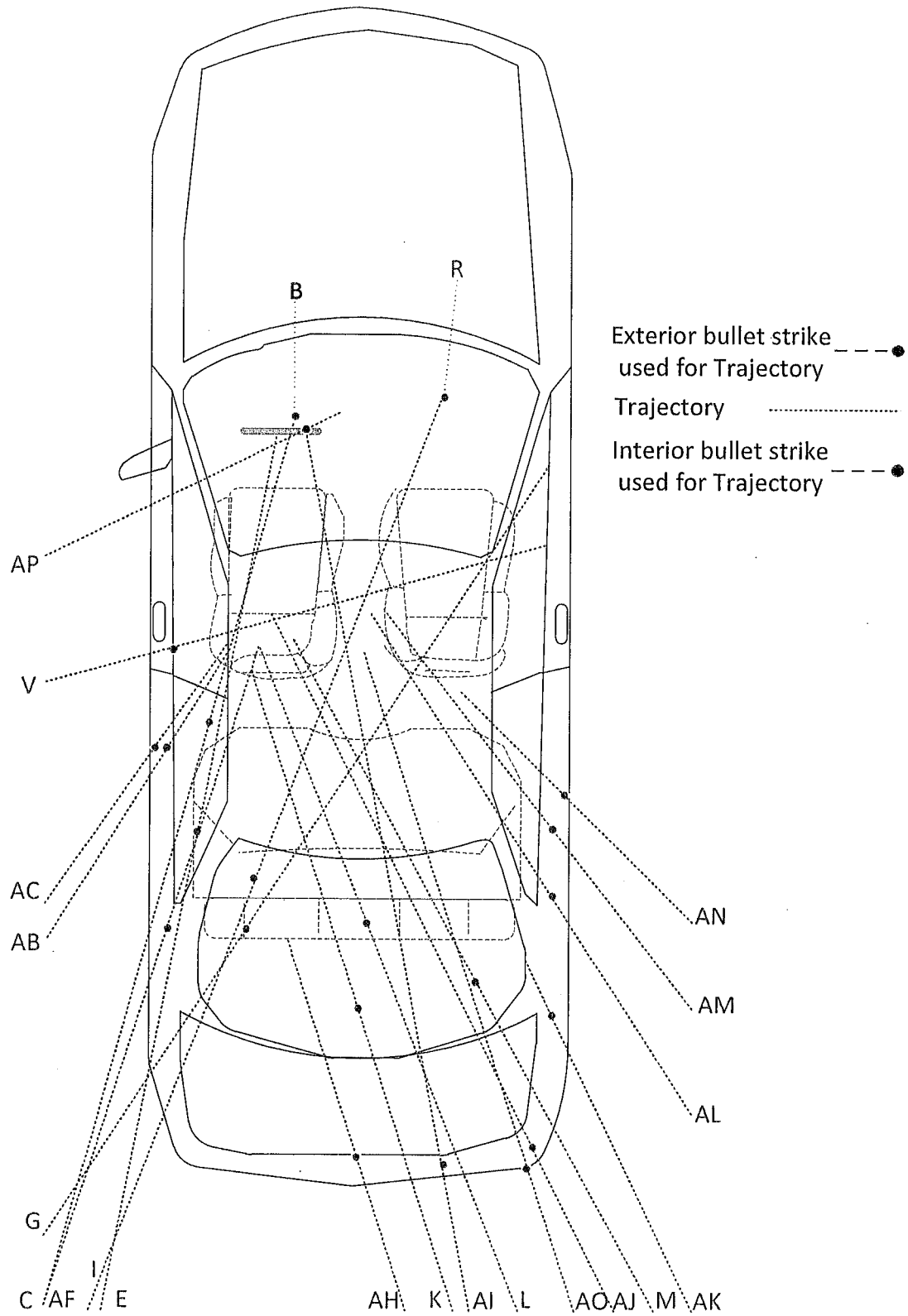
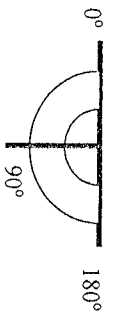


Figure 3

Note: Measurements are approximations

San Diego Police Department
Crime Scene Reconstruction
Vehicle Bullet Hole Worksheet



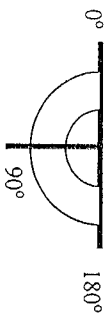
Date: 05-16-16

Location	ID Marker (aka: Letter)	Distance from Ground	Distance from Front Bumper <i>Driver's side</i>	Horizontal Angle	Angle of Impact	Direction of Travel (ascending/ descending)	Bullet recovered? - ID marker
	B	39"	64" 25"				
	C	43	113"	7	153	6	D
	D	36	115	4.5	-	-	66
	E	37.5	124.5	5	165	6	D
	F	43	132	10			
	G	41	138	10.5	60	16	D
	H	43.5	132.5	11			
	I	44	132.5	13	72	7	D
	J	45	128	13			
	K	40.5	149	35	112	10	D

28 05-16-16
8082

Note: Measurements are approximations

San Diego Police Department
Crime Scene Reconstruction
Vehicle Bullet Hole Worksheet

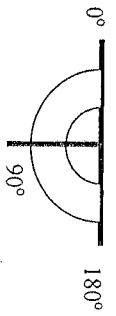


Location	ID Marker (aka: Letter)	Distance from Ground	Distance from Front Bumper	Driver Side	Horizontal Angle	Angle of Impact	Direction of Travel (ascending/ descending)	Bullet recovered? - ID marker
	L	43	139	36	120	18	D	
	M	41	143	48	124	8	D	
	N	47	127	45.5	—	—	—	69
	O	39.5	135	58				
	P	47	122	48.5	—	—	—	67
	Q	34	109	61	—	—	—	68
	R	37	61	46				
	S	37	67	6				
	T	37	104.5	5.5	—	—	—	64
	U	34.5	104.5	5.5	—	—	—	65

Date: _____

Note: Measurements are approximations

San Diego Police Department
Crime Scene Reconstruction
Vehicle Bullet Hole Worksheet

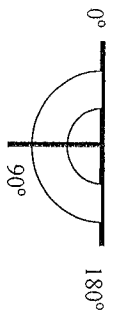


Date: _____

Location	ID Marker (aka: Letter)	Distance from Ground	Distance from Front Bumper <i>Driver Side</i>	Horizontal Angle	Angle of Impact	Direction of Travel (ascending/ descending)	Bullet recovered? - ID marker
	V	33.5	102	6	111	11	D 80
	W	33	104	3	-	-	visible
	X	32	105	3	-	-	
	Y	49	103	13	161	0	-
	Z	32	108	3	137	2	A
	AA	30	107	1.5	127	10	D
	AB	32.5	113	2.5	130	10	D
	AC	31.5	113.5	2	126	11	D
	AD	36	129	4.5	158	15	D
	AE	39.5	134.5	8	-	-	-

Note: Measurements are approximations

San Diego Police Department
Crime Scene Reconstruction
Vehicle Bullet Hole Worksheet



Location	ID Marker (aka: Letter)	Distance from Ground	Distance from Front Bumper	Distance from Driver Side	Horizontal Angle	Angle of Impact	Direction of Travel (ascending/ descending)	Bullet recovered? - ID marker
	AF	36.5	134.5	6	154	20	D	
	AG	37.5	140.5	8	-	-	-	
	AH	35	167	31.5	104	5	D	
	AI	30.5	167	50.5	99	6	D	
	AJ	33	166	59	116 DB 103 DB 05-16-16	49 DB 05-16-16	A D DB 05-16-16	71?
	AK	35	148	62	44 128 DB 05-16-16 pass. side	6	D	
	AL	32	135	63.5	42	5	D	
	AM	33.5	129	63.5	52	7	D	
	AN	25.5	119.5	66.5	54	15	D	
	AO	28.5	167	60.5	111.0	9	D	

TRAJECTORY FROM AJ changes from according to decending to a clype of the Bull Location AJ actually is the trajectory designated AI in the photos while AI is a trajectory from rear proxy bar" off Terminating at the steering wheel.

[illegible]

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

Crime Scene Report

On May 11, 2016, at approximately 2215 hours, I was off duty when I received a phone call from Homicide Detective Sergeant Greg FLOOD #4873. Sgt. FLOOD directed me to respond to 6900 Benson Street to assist with an officer involved shooting.

I arrived at the scene at 2240 hours and parked along the east curb of 100 South Woodman Street. There were marked police vehicles, uniformed officers and yellow tape crime scene tape at the intersection of Woodman Street and Benson Avenue preventing any unauthorized access west on Benson Avenue. There were additional marked police vehicles, uniformed officers and yellow crimes scene tape at the intersection of Benson Avenue and Pagel Place preventing any unauthorized access east on Benson Avenue and south on Pagel Place. There were marked police vehicles, uniformed patrol officers and yellow crime scene tape at the intersection of Cielo Drive and Pagel Place preventing any unauthorized access north on Pagel Place.

I met with other members of Homicide Team II, which consisted of Detective Sergeant Greg FLOOD, Detective Anna YANKOVICH # 5526, Detective Tammy CLENDENEN #6236, Detective Mario PEREZ #6312, Detective Dee WARRICK #4199 and Acting/Lieutenant Manuel DEL TORO #4754. Crime Scene Specialist Ally SOUTHERLAND #8841 and Criminalist Steve CORDES #8328 were also there.

At 2323 hours, Sergeant RUVIDO #5509 conducted a briefing on the incident. I recorded the briefing. Sergeant RUVIDO said at 2126 hours San Diego Police Department (SDPD) Communications advised Southeastern Division Crime Suppression Team (CST) Officers were involved in a vehicle pursuit in the 6900 block of Cielo Drive. Sergeant RUVIDO said the weather was clear and dry. The temperature was 65 degrees.

Sergeant RUVIDO identified the officers involved as:

Unit 454Q
Officer David SERRANO #6912
Officer Trevor STERLING #6955

Unit 452Q

Officer Ryan CAMERON #6864

Officer Shawn BOGGEMAN #7160

Sergeant RUVIDO said following the shooting, San Diego Fire Department (SDFD) Engine Company 51 and Medic Unit 12, Medics McCOLLEY #64740 and PILKERTON #84867, responded. Medic McCOLLEY pronounced the suspect dead at 2150 hours.

Sergeant RUVIDO said the suspect had been tentatively identified as:

VILAYSANE, Thongsoune

DOB: 10/20/85

Laotian male, 5'05" tall, 160 pounds

Sergeant RUVIDO said the suspect vehicle was a 1997 silver, two door, Acura Integra [REDACTED]. The vehicle had been reported stolen on 05/06/16 in Carlsbad. The vehicle was registered to [REDACTED].

Sergeant RUVIDO said Southeastern CST officers were conducting surveillance of [REDACTED] Pagel Place. The residence is a known location for drug and weapons trafficking. The officers saw the suspect vehicle leave the location at 2126 hours. They attempted to stop the vehicle but the driver refused to pull over and fled. Sergeant RUVIDO said the pursuit went through the neighborhood and lasted about one minute. Sergeant RUVIDO said the suspect drove north on Pagel Place and collided with a car parked along the east curb line. Officers SERRANO and STERLING were in the lead vehicle. Officers CAMERON and BOGGEMAN were directly behind.

Sergeant RUVIDO said all four officers got out of their vehicles to conduct a high risk stop. The suspect put his vehicle in reverse and drove back towards the officers, hitting the front of one of the police vehicles. Sergeant RUVIDO said officers were forced to jump out of the way to avoid being hit. All four officers fired at the suspect vehicle. SDPD K-9 officers arrived and cleared the suspect vehicle. The suspect was pronounced dead.

Sergeant RUVIDO said the residence at [REDACTED] Pagel Place was equipped with a video surveillance camera. Officer had made contact with the resident, [REDACTED]. The camera was operational.

Sergeant RUVIDO said Officers CARDENAS #6684 and ROSAS #7270 had conducted witness checks along both the west and east sides of [REDACTED]. They found no one who saw the incident, only people who heard the gunshots.

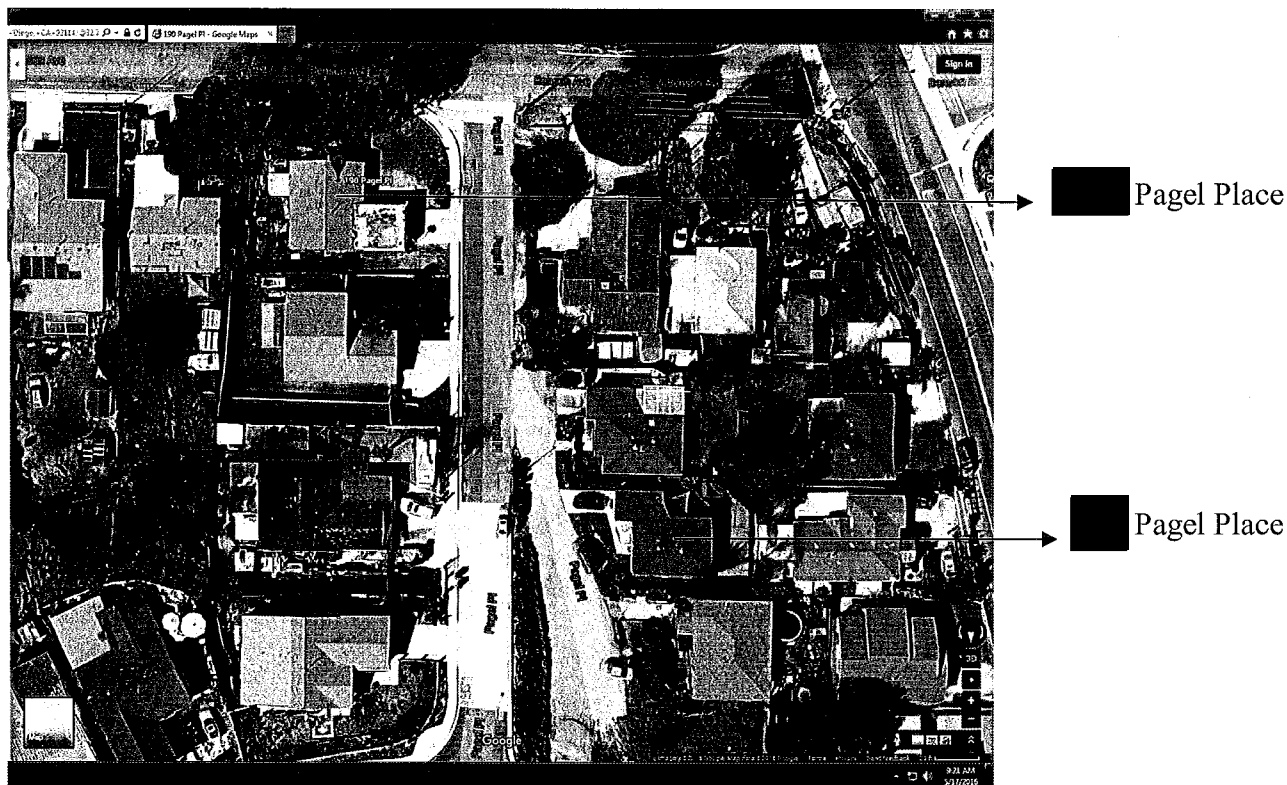
Sergeant RUVIDO said all four officers were standing by at the Southeastern Division sub-station.

Sergeant RUVIDO ended the briefing at 2343 hours.

Crime Scene:

The crime scene was located in the 100 block of Pagel Place. The 100 block of Pagel Place is located in the Southeastern area of the City of San Diego (Beat 452). The neighborhood is made up primarily of single detached residences. The crime scene essentially was contained between [REDACTED] Pagel Place and [REDACTED] Pagel Place with the driveway of [REDACTED] Pagel Place being the south end of the crime scene and the driveway of [REDACTED] Pagel Place being the north end of the crime scene.

I have attached an overview photo of the crime scene below.

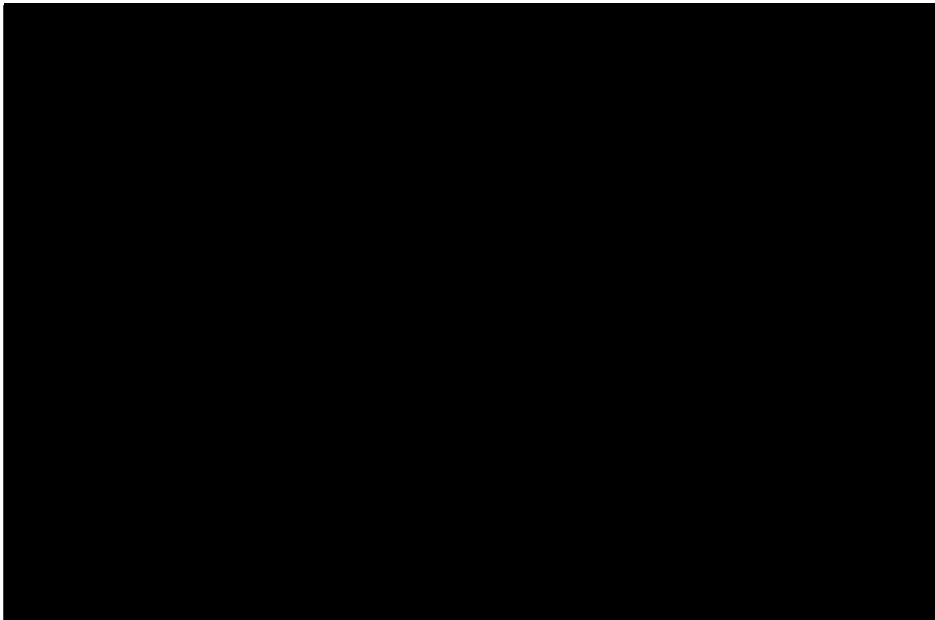


At approximately 2345 hours, Detective D. WARRICK, CSS SOUTHERLAND, and I did a walk through of the crime scene. CSS SOUTHERLAND took photos of the crime scene. Detective D. WARRICK, CSS SOUTHERLAND, and I started identifying evidence.

During the walk through Detective D. WARRICK and I identified the following reference points for measurements

- R1- S/W curb line of [REDACTED] Pagel Place
- R2- Property line located on the west curb line between [REDACTED] and [REDACTED] Pagel Place
- R3- S/W curb line of the driveway of [REDACTED] Pagel Place/ R3 is 2'9" north of R2
- R4- N/W curb line of the driveway of [REDACTED] Pagel Place/ R4 is 13'4" north of R3

The suspect vehicle, a silver 1997 Silver Acura Integra bearing license plate [REDACTED] was parked half way over the sidewalk just south of the south curb line of the driveway of [REDACTED] Pagel Place. The passenger door was open and the window was down. The driver's side door was open and the window was down. There was damage to the front passenger side bumper and rear passenger bumper with what appeared to be fresh paint transfer. There were multiple bullet holes in the vehicle. The photo below depicts where the vehicle was.



Directly south of the driver's side door there was a yellow sheet over VILAYSANE. Without removing the yellow sheet Detective WARRICK and I made the following estimated measurements of where VILAYSANE's body was located.

ITEM	R3	R4
Right Foot	7'	7'
Left Foot	3'7"	11'4"
Left Hand	4'	10'8"
Right Hand	4'	9'
Head	2'	11'4"

Marked police vehicle #6648 bearing California license plate #1244232 was parked in the middle of the street south of [REDACTED] Pagel Avenue (Refer to Officer S. WITT's investigation for measurements). The vehicle engine was still running. The headlights were off, the front spotlights were both on, the rear wig wags were on. The driver's side window was down. I noticed there was what appeared to be fresh paint transfer on the driver's side of the front push bumper of the police vehicle. There were numerous shell casings around the police vehicle which were marked with evidence placards.

Marked police vehicle #7006 bearing CA#1344644 was parked behind vehicle #6648 (See Officer WITT's investigation for measurements). The vehicle was still running. The driver's side spot light was on, the windows were rolled up, the rear wig wags were on. There were numerous shell casings around

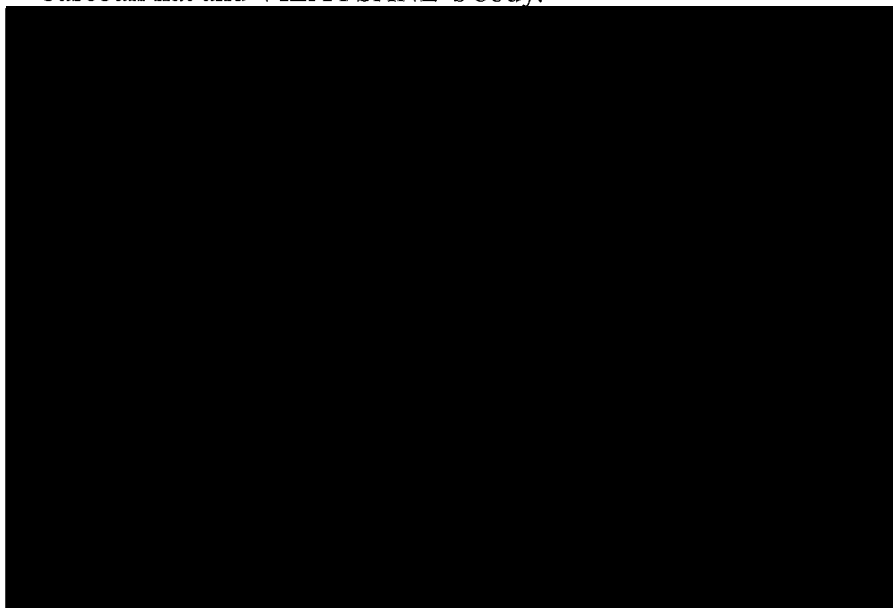
the police vehicle and the trashcans to the east of the police vehicles which were marked with evidence placards.

At approximately 0135 hours, a walk through of the scene was conducted by the officers for purposes of scene reconstruction. All four officers involved in the shooting participated in the walk through individually. I recorded the scene walk through with each officer.

Based on the pursuit and collision which occurred, SDPD Traffic Unit 805T3, Officer S. WITT #4576, and CSO E. TAVAREZ #8722 responded to the scene. Officer S. WITT used the Total Station to reconstruct the collision and documented the location of all the evidence discovered at the scene. (See Officer S. WITT's investigation for details on collision, a list of evidence, and measurements of evidence collected.)

Sgt. G. FLOOD called the Medical Examiner's Office. Medical Examiner Dr. O MENA and Investigator STOLBERG arrived at the scene at 0340 hours. Dr. O. MENA removed the yellow sheet from VILAYSANE's body. Detective D. WARRICK and my estimated position of VILAYSANE's body from earlier was confirmed when the yellow sheet was removed.

VILAYSANE was handcuffed behind his back. VILAYSANE was wearing a white t-shirt which was saturated with blood, and a torn black jacket with a National Football League "Raiders" emblem on it, red plaid boxer shorts, black sweatpants, white socks, and a black "house shoe" on left foot. There was a "house shoe" next to VILAYSANE right foot. There was grey baseball hat just east of VILAYSANE's body with a bullet hole in the back of it and a blood stain. There was an expended bullet in between the baseball hat and VILAYSANE's body.



VILAYSANE was preliminary identified by a California driver's license removed from the jacket he was wearing by Dr. O. MENA, and multiple tattoos from his parole records. At approximately 0430 hours, after photos were taken, The Medical Examiner Body Removal Team A. YANCY and J. DATTS placed VILAYSANE into a white body bag. The body bag was sealed with seal [REDACTED] VILAYSANE was removed from the scene.

Evidence Collection

At approximately 0500 hours, CSS SOUTHERLAND began collecting the items of evidence. During the course of the investigation, as evidence was located, each item was assigned a placard number. Overall photographs were taken in an effort to show the relationship of each item of evidence to other items of evidence. Prior to the evidence being collected, when appropriate, close-up photographs were taken with the numbered placards in place. Measurements were taken by Officer S.WITT's using the "Total Station" prior to collection, however all measurements are approximations (see Officer S. WITT's investigation for measurements and evidence table.)

There were 60 articles of evidence recovered from the crime scene including expended bullets, shell casings, officer magazines, DNA swabs, and paint samples. CSS SOUTHERLAND transported all the evidence to SDPD Headquarters where it was impounded under the incident number.

A tow truck was ordered for the suspect vehicle at 0721 hours. The vehicle was towed to SDPD Northwestern Division at 0721 hours. SDPD Officer CASSIDY#7238 followed the vehicle to Northwestern and secured the vehicle in a secure garage.

The crime scene was cleared by all law enforcement officers at 0735 hours.

Reporting Detective Det. Vincent Bales I.D. 5873 Homicide Team: II
Approved by: Sgt. Gregory Flood #4873 Date of this report: 05/18/2016 Time: 1316 Hrs.

OFFICER'S REPORT ONLY		SAN DIEGO REGIONAL OFFICER'S REPORT		INCIDENT NUMBER 16050019409	
				PAGE 1 of 12	
CODE SECTION AND DESCRIPTION ZZ / 981153 / MISCELLANEOUS REPORTS - 153		DATE 05/11/2016	DAY OF WEEK Wednesday	CASE NUMBER 00000000	
LOCATION OF INCIDENT (OR ADDRESS) 100 PAGEL PL		CITY SAN DIEGO		BEAT 452	
TIME 21:28					

OFFICER STATEMENT/ EVIDENCE:

On 05-12-2016 at approximately 0233 hours, Police Investigative Service Officer E. Tavares, identification number 8722 and I responded to the area of 100 Pagel Place to assist homicide detectives on incident P16050019409.

When we arrived, we met with detective, D. Warrick, identification number 4199. Detective Warrick walked us through the shooting scene where evidence had already been marked with yellow evidence markers. We discussed how I could help with their documentation of the scene utilizing a Sokia Robotic Total Station (#2 with serial number [REDACTED] that I use at traffic division. After discussion, I set the total station up in the middle of the roadway, south of the incident and at a higher elevation than the scene. I placed the total station about 18 feet 5 inches east of an SDG&E transformer box [REDACTED]

Once the total station was established, I used a pole mounted prism and a Recon-data collector to gather points of evidence and roadway geometry. PISO Tavares followed along with me and noted the evidence points shot to the corresponding evidence placard because I wasn't able to shoot the evidence in succession due to some of the evidence being under various motor vehicles.

At the end of capturing the data, I created compact discs with the "Raw" data from the total station. This information was impounded at traffic division on Barcode 10621709. A second disc was created and submitted to Detective Warrick. I also took 47 digital images of the vehicles. These images were also impounded at traffic division on barcode10621686, with a working copy also being given to Detective Warrick.

The points and evidence are as follows:

EVIDENCE:

Pt	North	East	Elev	Description	Note
1	0	0	0	Inst Point	Instrument Point
2	24.715	2.59	-2.61	_N	North Reference
3	64.84	-1.175	-7.105	CAS	Placard #1: Casing
4	63.895	-4.905	-7.105		Placard #2: Swiss Tech Body Guard
5	63.525	-2.345	-6.99	CAS	Placard #3: Casing
6	61.16	-9.495	-6.945		Placard #5: Round, Fragment

REPORTING OFFICER STEVEN WITT	I.D. # 4576	DIVISION T3	AGENCY SDPD	DATE OF REPORT 5/13/2016	TIME 03:41
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SAN DIEGO REGIONAL
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7	58.705	-3.79	-6.48		Placard #7: Casing
8	58.23	-3.885	-6.43	CAS	Placard #8: Casing
9	57.91	-4.035	-6.4	CAS	Placard #9: Casing
10	58.05	-6.275	-6.47	CAS	Placard #10: Casing
11	54.87	-4.09	-6.045	CAS	Placard #15: Casing
12	55.485	-2.22	-6.075		Placard #14: Magazine(Ammo)
13	53.855	-1.58	-5.87	CAS	Placard #20: Casing
14	51.63	-3.4	-5.67	CAS	Placard #21: Casing
15	51.265	-1.02	-5.555	CAS	Placard #22: Casing
16	51.8	-0.97	-5.63	CAS	Placard #47: Casing
17	49.7	-4.185	-5.475	CAS	Placard #23: Casing
18	47.915	-4.02	-5.275	CAS	Placard #26: Casing
19	46.955	-4.33	-5.17	CAS	Placard #49: Casing
20	49.215	0.21	-5.31	CAS	Placard #24: Casing
21	48.52	-0.46	-5.24	CAS	Placard #25: Casing
22	48.175	-1.175	-5.23	CAS	Cone #1 (Officer Position)
23	45.665	1.32	-4.885	CAS	Placard #27: Casing
24	45.715	1.925	-4.85		Cone #2 (Officer Position)
25	43.105	2.825	-4.55		Placard #50: Silver Paint Chips
26	40.75	0.05	-4.385		Placard #30: Casing
27	38.79	-3.79	-4.265	CAS	Placard #31: Casing
28	42.38	-6.985	-4.735	CAS	Placard #29: Casing
29	47.105	-11.18	-5.465	CAS	Placard #19: Casing
30	39.02	7.18	-4.16		Cone #3 (Officer Position)
31	37.875	8.465	-4.055		Cone #4 (Officer Position)
32	37.795	13.305	-4.165	CAS	Placard #32: Casing
33	36.57	14.23	-3.905	CAS	Placard #33: Casing
34	36.185	13.23	-3.915	CAS	Placard #34: Casing
35	36.465	12.71	-3.99	CAS	Placard #35: Casing
36	35.57	12.955	-3.91	CAS	Placard #36: Casing
37	35.4	12.64	-3.86	CAS	Placard #37: Casing
38	34.845	13.04	-3.86	CAS	Placard #38: Casing
39	34.015	12.78	-3.705	CAS	Placard #39: Casing
40	28.04	12.185	-3.07	CAS	Placard #40: Casing

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41	27.695	12.185	-3.035	CAS	Placard #41 Casing
42	27.5	10.95	-2.98	CAS	Placard #42: Casing
43	26.625	12.585	-2.93	CAS	Placard #43: Casing
44	26.14	10.675	-2.82	CAS	Placard #44: Casing
45	25.665	10.35	-2.755	CAS	Placard #45: Casing
46	24.67	11.18	-2.64	CAS	Placard #46: Casing
47	52.89	7.685	-5.645		Placard #51: Silver Paint Chips
48	49.3	7.38	-5.25		Placard #52: Silver Paint Chips
49	47.055	6.74	-5		Placard #53: Silver Paint Chips
50	58.57	3.845	-6.285		Placard #54: Area of Broken Glass
51	49.48	10.265	-5.345		LR Tire of Toyota Corolla [REDACTED]
52	58.46	11.44	-6.37		LF Tire of Toyota Corolla [REDACTED]
53	59.095	11.535	-6.445		Placard #57: Point of Impact to Toy Corolla
54	66.97	11.895	-7.305		LR Tire of GMC Envoy [REDACTED]
55	76.565	12.175	-8.25		LF Tire of GMC Envoy [REDACTED]
56	61.28	2.475	-6.595		RF Tire of PD Eq#6648
57	52.185	6.26	-5.55		RR Tire of PD Eq#6648
58	49.765	0.005	-5.385		LR Tire of PD Eq#6648
59	58.25	-3.09	-6.425		LF Tire of PD Eq#6648
60	63.595	-1.93	-6.98		Placard #56: Paint transfer to Push Bumper
61	46.765	4.835	-4.965		CL of rear vehicle PD Eq#6448
62	54.41	-5.01	-6.025		LR Tire of Parked Saturn CA- [REDACTED]
63	45.97	-5.025	-5.085		LF Tire of Parked Saturn CA- [REDACTED]
64	45.23	-10.965	-5.235		RF Tire of Parked Saturn
65	54.415	-10.96	-6.285		RR Tire of Parked Saturn
66	15.925	2.89	-1.67		LF Tire of PD Eq#7006
67	7.255	7.03	-0.77		LR Tire of PD Eq#7006
68	10.3	13.035	-1.065		RR Tire of PD Eq#7006
69	18.615	8.725	-1.93		RF Tire of PD Eq#7006
70	14.275	-7.415	-1.735		LR Tire of Audi TT CA- [REDACTED]
71	6.335	-7.615	-0.91		LF Tire of Audi TT
72	7	-13.975	-1.185		RF Tire of Audi TT
73	15.035	-13.615	-2.045		RR Tire of Audi TT
74	23.125	-13.375	-2.49		R1 (Triangulation Reference)

REPORTING OFFICER STEVEN WITT	I.D. # 4576	DIVISION T3	AGENCY SDPD	DATE OF REPORT 5/13/2016	TIME 03:41
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INCIDENT NUMBER
16050019409
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75	68.68	-11.775	-7.57		R2
76	71.265	-11.65	-7.935		R3
77	83.875	-11.05	-9.4		R4
78	74.105	-13.15	-8.165		Placard #55: Center Mass-Subject
79	81.94	-8.355	-9.41		RR Tire of Acura Integra- [REDACTED]
80	84.78	-16.625	-9.31		RF Tire of Acura Integra
81	79.125	-18.185	-8.935		LF Tire of Acura Integra
82	76.305	-10.11	-8.915		LR Tire of Acura Integra
83	78.14	-6.48	-8.845		Center Line of Acura's Rear Bumper
84	82.84	-20.3	-9.095		Center Line of Acura's Front Bumper
85	32.49	1.42	-3.46		Placard A: Start of Tire Friction Mark
86	34.39	1.37	-3.66		Placard A: End of Tire Friction Mark
87	28.63	9.75	-3.09		Blue Garbage Can: R95061463
88	28.045	11.74	-3.045		Blue Garbage Can: R95061463
89	30.82	12.43	-3.345		Blue Garbage Can: R95061463
90	30.96	10.15	-3.325		Blue Garbage Can: R95061463
91	32.26	9.99	-3.46		Black Garbage Can: 090045161
92	32.305	12.17	-3.48		Black Garbage Can: 090045161
93	34.725	12.475	-3.765		Black Garbage Can: 090045161
94	34.55	10.1	-3.675		Black Garbage Can: 090045161
95	16.23	20.585	-1.55	EP	undeveloped pavement edge
96	21.2	17.22	-2.27	EP	undeveloped pavement edge
97	26.475	13.465	-3.035	EP	undeveloped pavement edge
98	27.985	12.9	-3.225	EP	undeveloped pavement edge
99	29.52	13	-3.375	EP	undeveloped pavement edge
100	31.645	13.015	-3.64	EP	undeveloped pavement edge
101	34.48	12.655	-3.81	EP	undeveloped pavement edge
102	39.365	12.41	-4.335	EP	undeveloped pavement edge
103	45.105	12.7	-4.955	EP	undeveloped pavement edge
104	61.4	13.39	-6.82	EP	undeveloped pavement edge
105	87.35	14.11	-9.41	EP	undeveloped pavement edge
106	106.71	15.625	-11.19	EP	undeveloped pavement edge
107	130.64	15.525	-13.32	EP	undeveloped pavement edge
108	140.23	13.555	-14.055	CUL	Concrete Pad/Gutter Pave PI-Benson

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109	140.6	4.76	-13.5	CUL	Concrete Pad/Gutter Page1 PI-Benson
110	141.3	-7.13	-12.63	CUL	Concrete Pad/Gutter Page1 PI-Benson
111	142.155	-16.88	-12.015	CUL	Concrete Pad/Gutter Page1 PI-Benson
112	151.4	-15.515	-11.84	CUL	Concrete Pad/Gutter Page1 PI-Benson
113	150.1	13.9	-14.125	CUL	Concrete Pad/Gutter Page1 PI-Benson
114	151.33	-35.19	-10.475	CURB	
115	150.51	-30.815	-10.855	CURB	
116	149.025	-26.405	-11.19	CURB	
117	149.025	-26.42	-11.19	CURB	
118	146.73	-22.425	-11.525	CURB	
119	144.455	-19.21	-11.785	CURB	
120	144.465	-19.2	-11.785	CURB	
121	141.95	-16.675	-12.025	CURB	
122	138.395	-13.885	-12.285	CURB	
123	138.4	-13.885	-12.28	CURB	
124	134.81	-11.815	-12.41	CURB	
125	131.875	-10.55	-12.455	CURB	
126	131.87	-10.54	-12.455	CURB	
127	127.255	-9.48	-12.455	CURB	
128	123.195	-9.035	-12.41	CURB	
129	123.21	-8.985	-12.41	CURB	
130	118.395	-9.13	-12.24	CURB	
131	113.215	-9.295	-12.065	CURB	
132	113.195	-9.37	-12.065	CURB	
133	108.575	-9.495	-11.915	CURB	
134	104.905	-9.59	-11.825	CURB	
135	104.895	-9.545	-11.83	DRIVEWAY	
136	104.82	-14.16	-11.215	DRIVEWAY	
137	100.965	-14.455	-10.925	DRIVEWAY	
138	100.44	-35.08	-9.035	DRIVEWAY	
139	84.6	-35.155	-8.98	DRIVEWAY	
140	85.17	-15.16	-9.41	DRIVEWAY	
141	84.475	-15.055	-9.33	DRIVEWAY	
142	83.735	-10.355	-9.815	DRIVEWAY	

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143	44.71	-11.89	-5.24	DRIVEWAY	
144	45.07	-16.595	-4.965	DRIVEWAY	
145	40.01	-16.82	-4.32	DRIVEWAY	
146	40.825	-41.74	-3.62	DRIVEWAY	
147	24.94	-42.31	-3.57	DRIVEWAY	
148	23.675	-17.47	-2.655	DRIVEWAY	
149	23.405	-17.53	-2.565	DRIVEWAY	
150	23.005	-12.75	-2.94	DRIVEWAY	
151	23.725	-17.445	-2.575	DRIVEWAY	
152	16.585	-24.435	-2.66	DRIVEWAY	
153	13.57	-30.02	-2.945	DRIVEWAY	
154	13.415	-30.025	-2.965	DRIVEWAY	
155	12.89	-31.725	-3.085	DRIVEWAY	
156	12.73	-34.03	-3.265	DRIVEWAY	
157	12.655	-34.035	-3.265	DRIVEWAY	
158	13.045	-43.59	-3.46	DRIVEWAY	
159	12.35	-44.17	-3.54	WALL	
160	11.18	-31.665	-2.63	WALL	
161	0.79	-13.595	-0.57	CURB	
162	-9.55	11.53	0.76	CURB	
163	-10.28	10.575	0.955	CURB	
164	-11.99	10.01	1.15	CURB	
165	-11.995	9.995	1.15	CURB	
166	-16.35	9.695	1.67	CURB	
167	-24.155	11.23	2.555	POLE	
168	47.3	-17.585	-5.025	WALL	
169	48.545	-17.71	-5.035	WALL	
170	48.495	-18.9	-4.975	WALL	
171	47.33	-19.015	-4.815	WALL	
172	47.18	-17.745	-4.96	WALL	
173	69.64	-18.06	-6.71	WALL	
174	69.595	-20.04	-6.215	WALL	
175	69.54	-23.25	-5.76	WALL	
176	69.57	-25.41	-5.285	WALL	

REPORTING OFFICER STEVEN WITT	I.D. # 4576	DIVISION T3	AGENCY SDPD	DATE OF REPORT 5/13/2016	TIME 03:41
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CASE NUMBER
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177	69.435	-26.68	-4.31	WALL	
178	79.215	-17.61	-6.685	IGNORE	
179	80.34	-16.795	-6.29	KNIFE	Placard #59: Knife on Hood of Acura
180	54.8	-4.915	-6.065	KNIFE	Placard #28: Casing
181	43.58	-5.445	-4.835	CAS	Placard #11: Casing
182	57.09	-2.225	-6.27	CAS	Placard #13: Casing
183	56.49	-0.81	-6.15	CAS	Placard # 58 : Casing
184	39.725	19.515	2.415	FENCE	
185	80.425	20.065	-2.46	FENCE	
186	144.85	19.68	-13.23	POLE	Power Pole- Base
187	144.745	20.425	33.11	POLE	Power Pole-Top
188	2.825	-18.535	-0.085	POST	SDG&E Transformer Box# [REDACTED]
189	0.25	-18.495	1.825	POST	SDG&E Transformer Box# [REDACTED]
190	78.045	-10.985	-5.18	Card	Placard #60: Bullet Fragment Rear Window Acura
191	111.31	-14.305	-10.26	SW	Sidewalk
192	118.115	-14.18	-10.515	SW	Sidewalk
193	123.295	-14.165	-10.625	SW	Sidewalk
194	126.335	-14.915	-10.7	SW	Sidewalk
195	129.465	-16.22	-10.835	SW	Sidewalk
196	130.96	-16.725	-10.9	CURB	
197	135.285	-19.055	-10.575	CURB	
198	138.28	-21.35	-10.295	CURB	
199	138.25	-21.35	-10.34	CURB	
200	141.19	-24.28	-9.94	CURB	
201	143.725	-27.43	-9.58	CURB	
202	143.75	-27.4	-9.6	SW	Sidewalk
203	145.145	-30.105	-9.31	SW	Sidewalk
204	146.485	-35.795	-8.82	SW	Sidewalk
205	146.86	-40.67	-8.4	SW	Sidewalk
206	141.755	-20.005	-10.62	SW	Sidewalk
207	138.8	-17.325	-10.89	SW	Sidewalk
208	140.255	-15.79	-10.945	SW	Sidewalk
209	143.185	-18.47	-10.68	SW	Sidewalk
210	141.765	-20.01	-10.615	SW	Sidewalk

REPORTING OFFICER STEVEN WITT	I.D. # 4576	DIVISION T3	AGENCY SDPD	DATE OF REPORT 5/13/2016	TIME 03:41
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211	54.695	-8.37	-4.965	CAS	Placard #17: Casing
212	52.59	-7.89	-4.71	CAS	Placard #18: Casing
213	48.88	-5.975	-4.245	CAS	Placard #48: Casing
214	53.955	0.05	-4.65	CAS	Placard #16: Casing
215	57.76	-0.15	-5.075	Card	Placard #12: Fragment -Round
216	61.405	-1.02	-5.525	CAS	Placard #4: Casing 4
217	58.91	-2.06	-5.27	CAS	Placard #6: Casing
218	24.76	2.545	-1.42	Backsight/N_Ref	Reshoot back sight

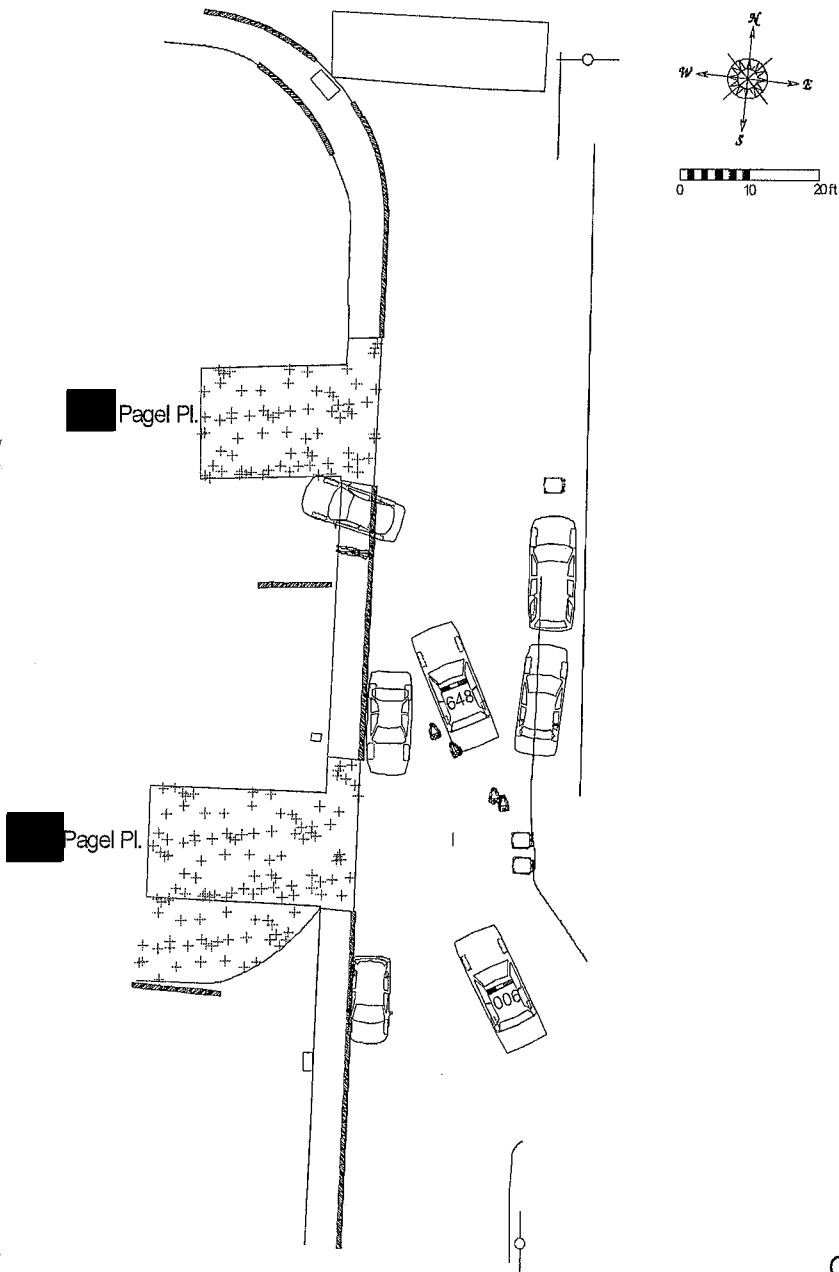
Approved By:

REPORTING OFFICER STEVEN WITT	I.D. # 4576	DIVISION T3	AGENCY SDPD	DATE OF REPORT 5/13/2016	TIME 03:41
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(Revised 09/2013 Electronic)

SAN DIEGO REGIONAL OFFICER'S REPORT

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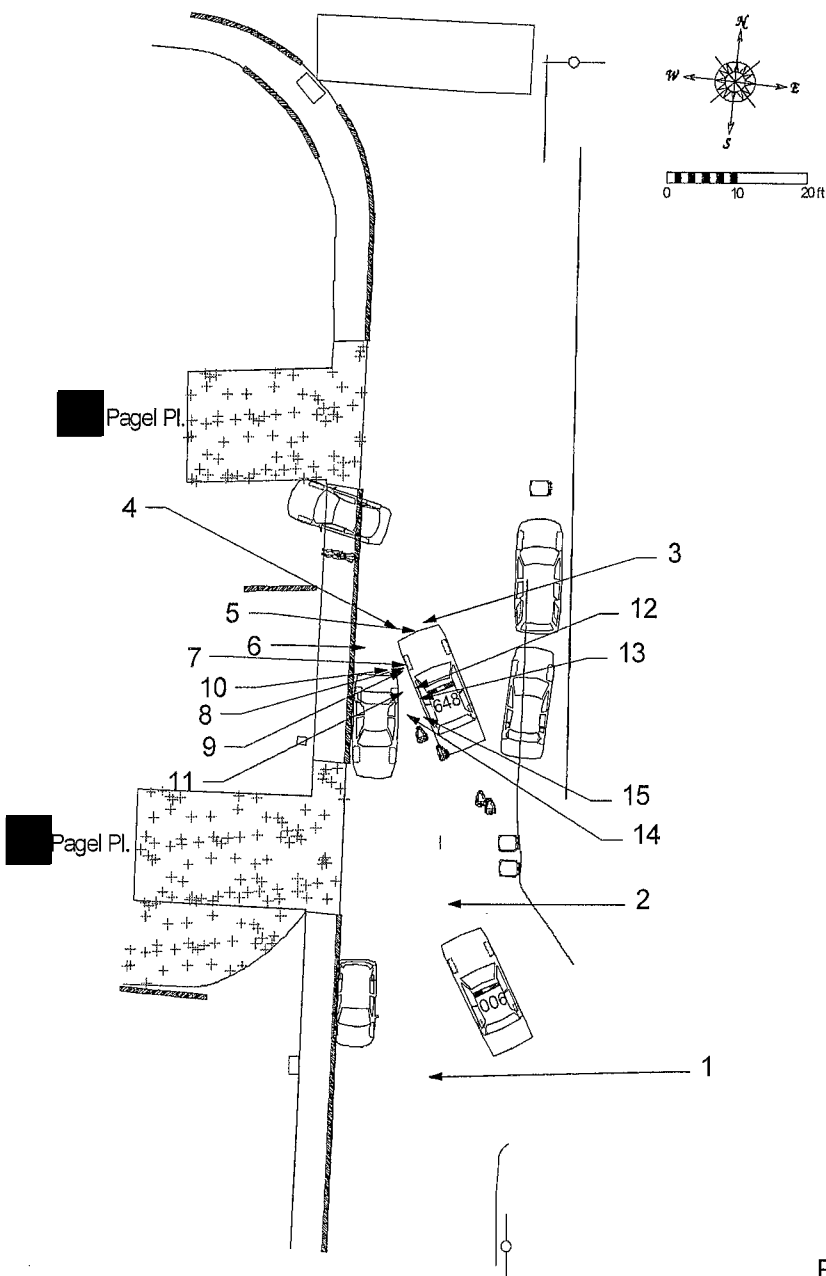


Overall Scene

REPORTING OFFICER STEVEN WITT	I.D. # 4576	DIVISION T3	AGENCY SDPD	DATE OF REPORT 5/13/2016	TIME 03:41
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SAN DIEGO REGIONAL OFFICER'S REPORT

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Evidence Plotted 1-15

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OFFICER'S REPORT ONLY

SAN DIEGO REGIONAL OFFICER'S REPORT

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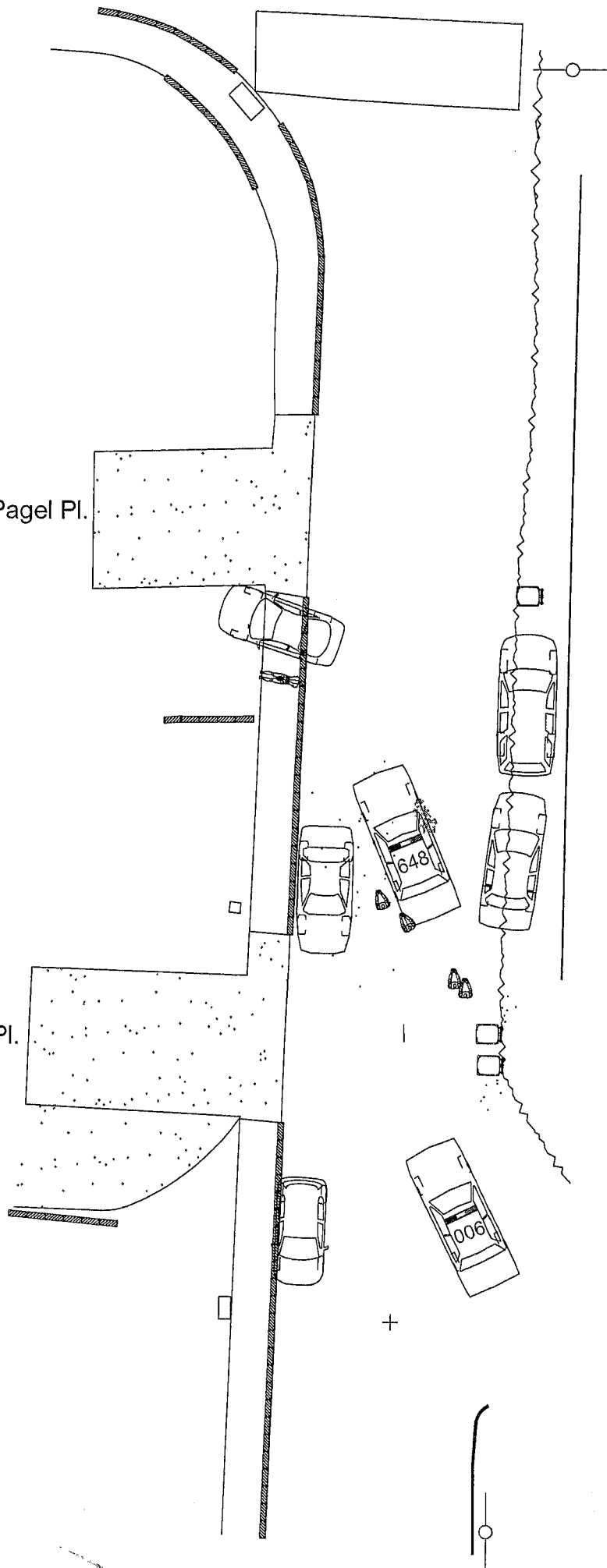
CASE NUMBER
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REPORTING OFFICER STEVEN WITT	I.D. # 4576	DIVISION T3	AGENCY SDPD	DATE OF REPORT 5/13/2016	TIME 03:41
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(Revised 09/2013 Electronic)

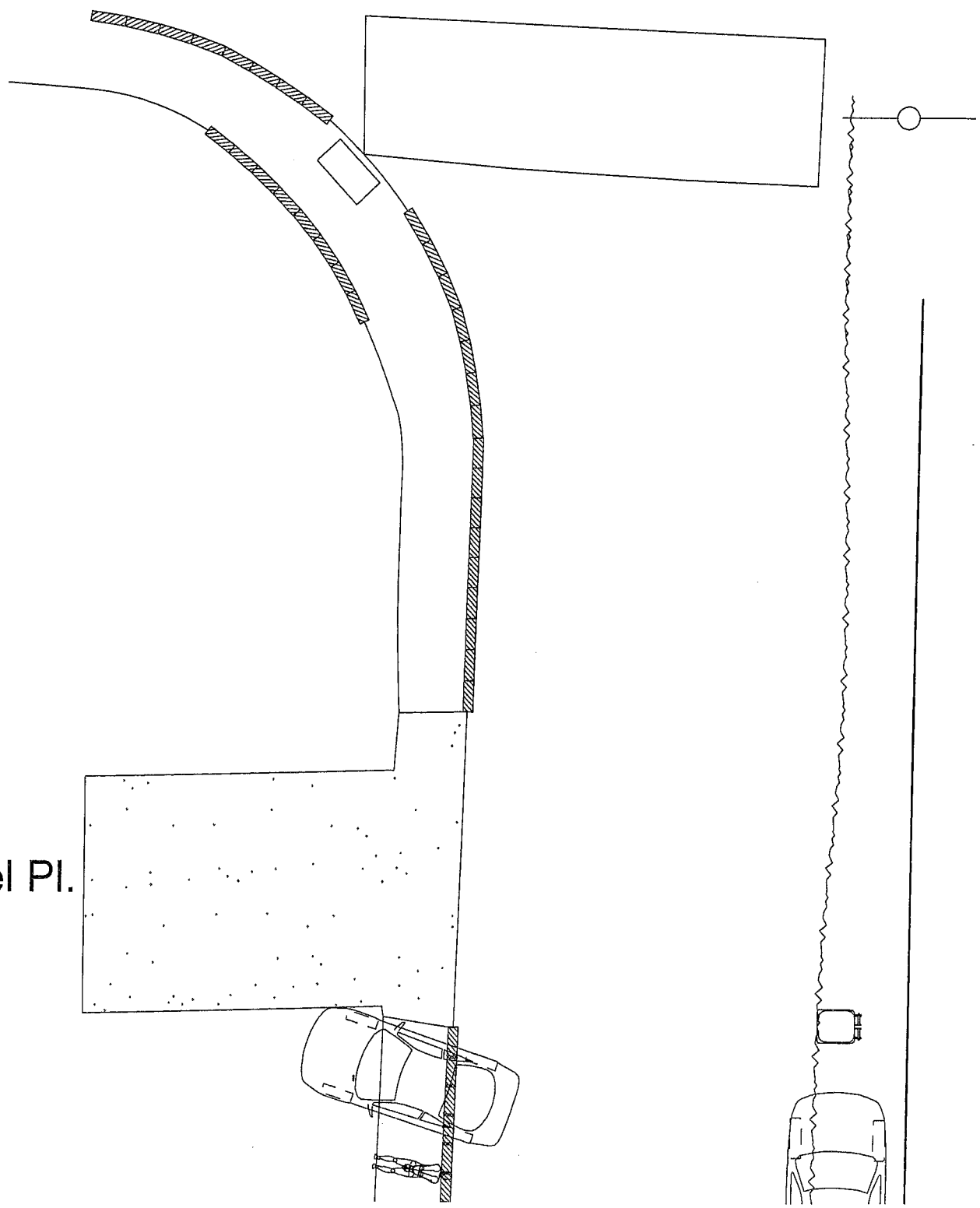
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■ Pagel Pl.

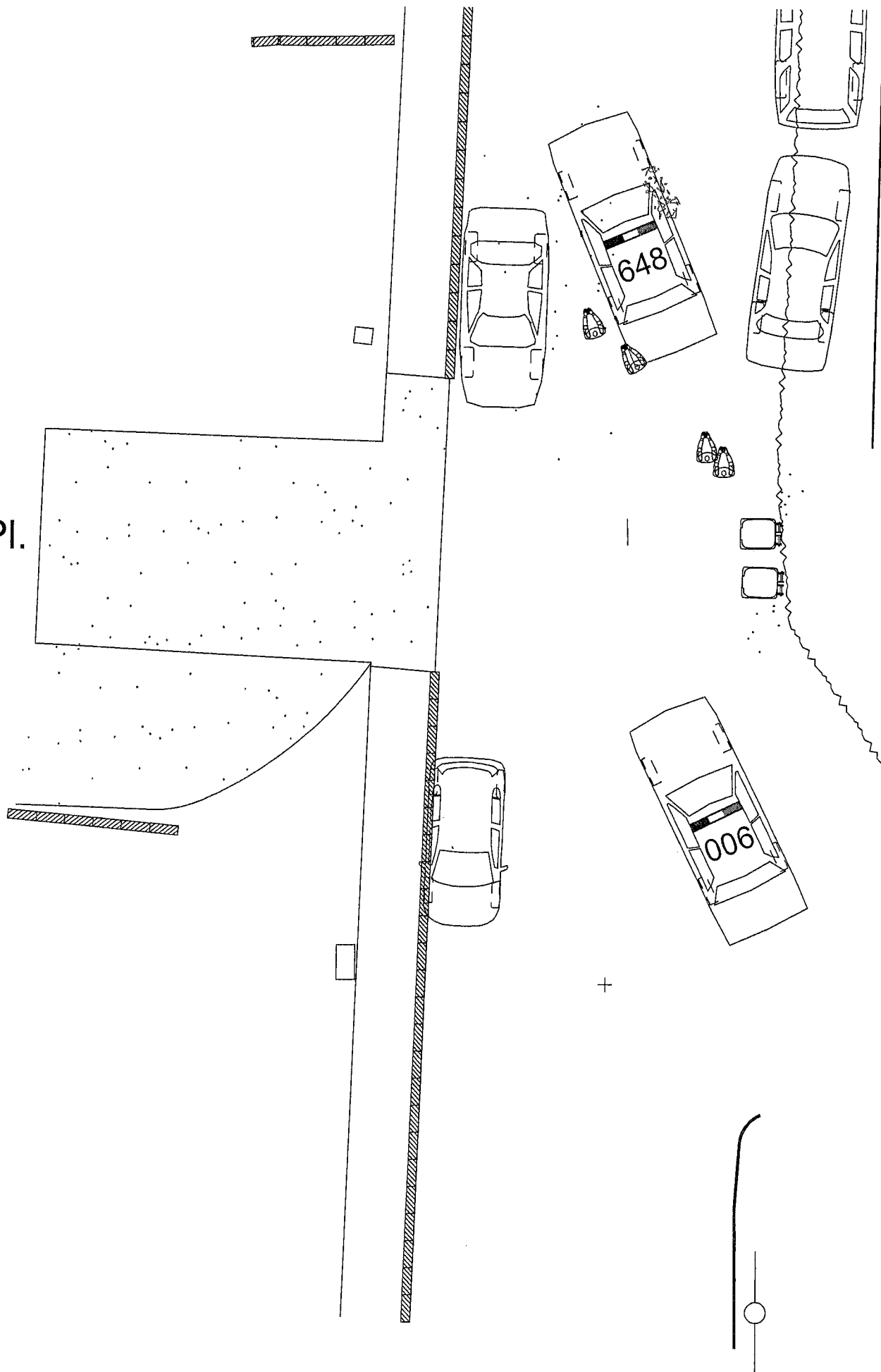




Pagel Pl.



Pagel Pl.



STATE OF CALIFORNIA
FACTUAL DIAGRAM

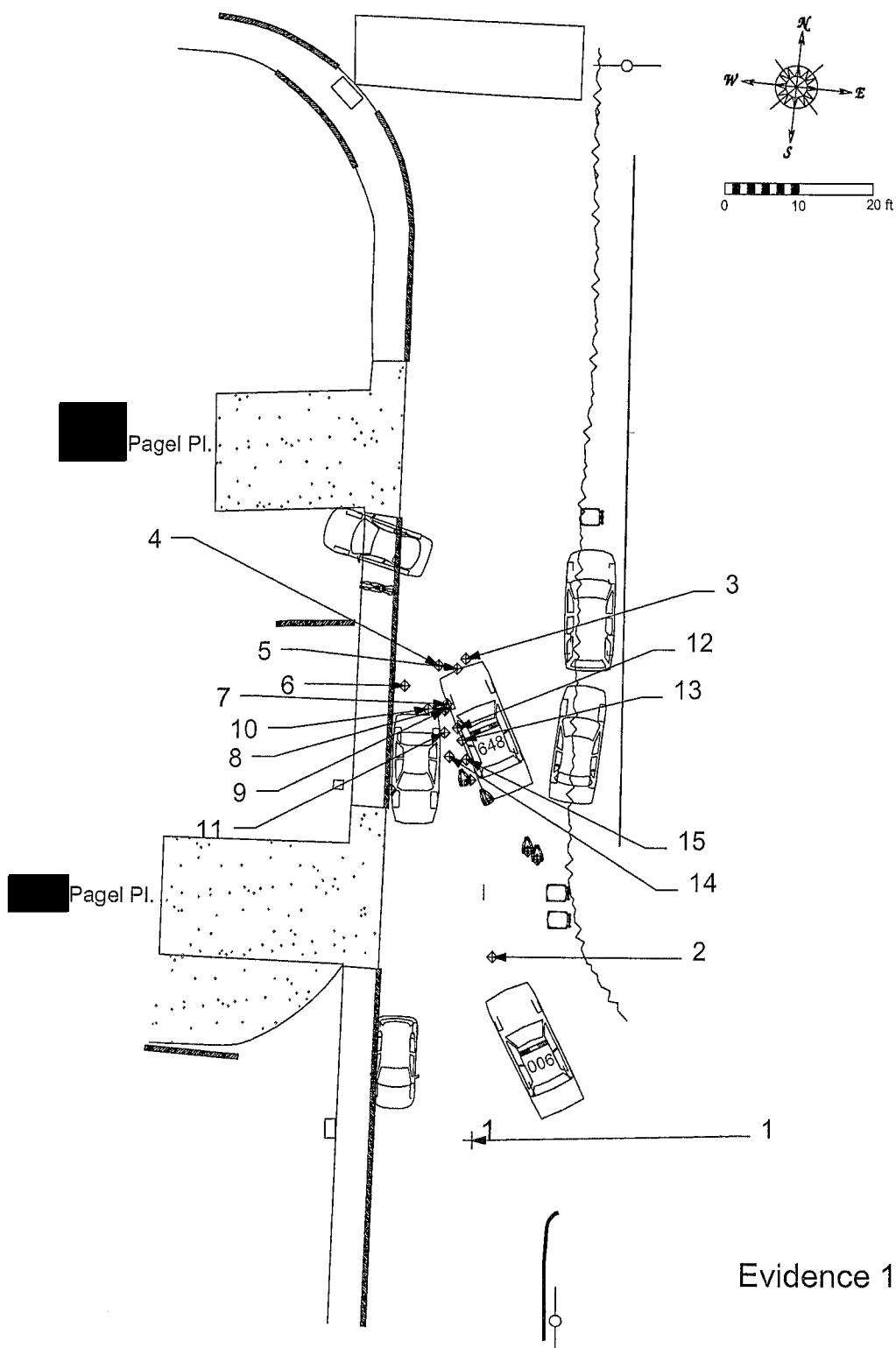
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PAGE OF

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
05-11-2016	2128	3711	4576	

ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE =)

100 Pagel Pl



Evidence 1-15

PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
S. Witt	4576	05-12-2016		

STATE OF CALIFORNIA
FACTUAL DIAGRAM

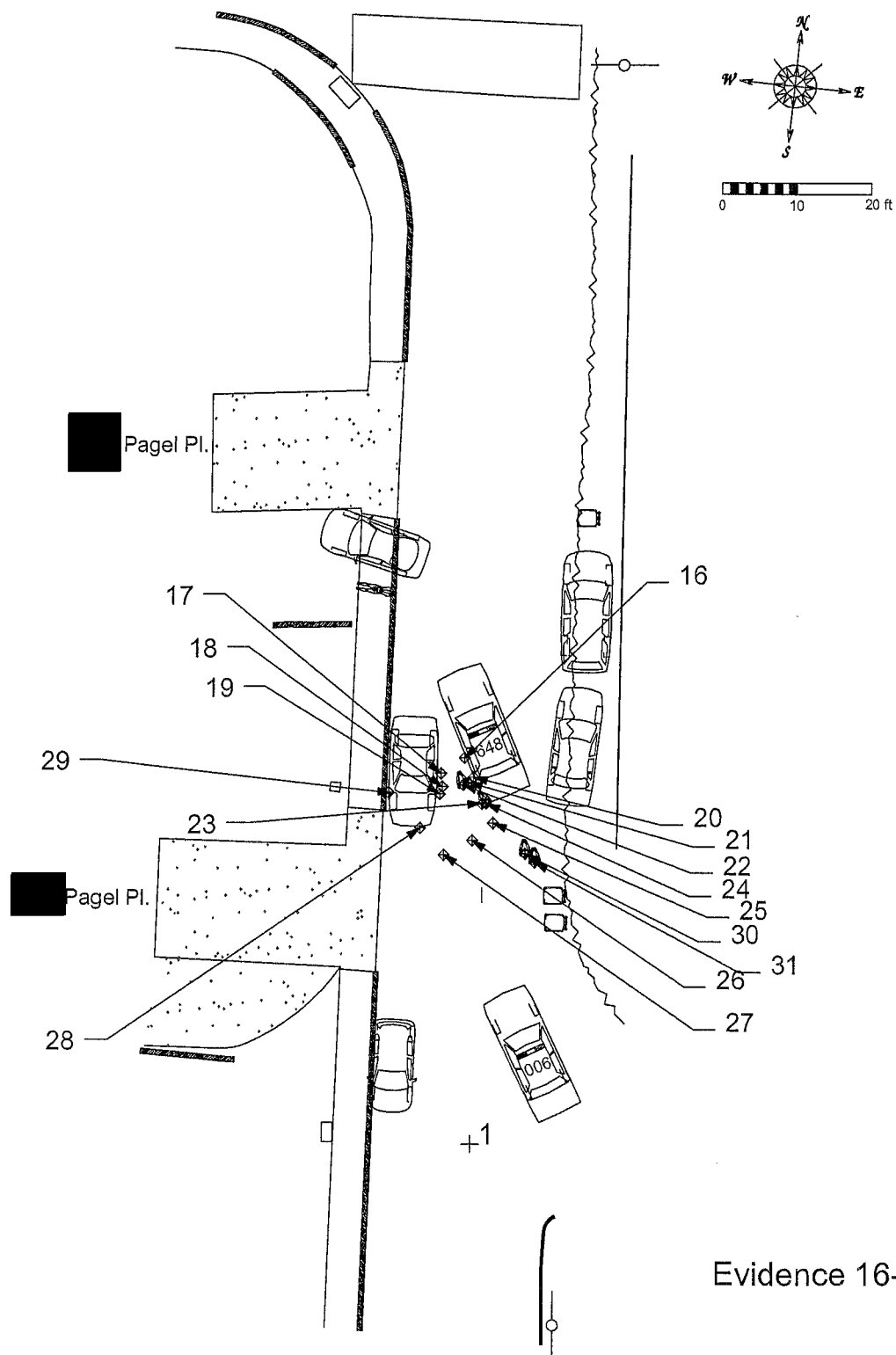
CHP 555 Page 4 (Rev. 8-97) OPI 042

PAGE OF

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
05-11-2016	2128	3711	4576	

ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE =)

100 Pagel Pl



Evidence 16-31

PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
S. Witt	4576	05-12-2016		

STATE OF CALIFORNIA
FACTUAL DIAGRAM

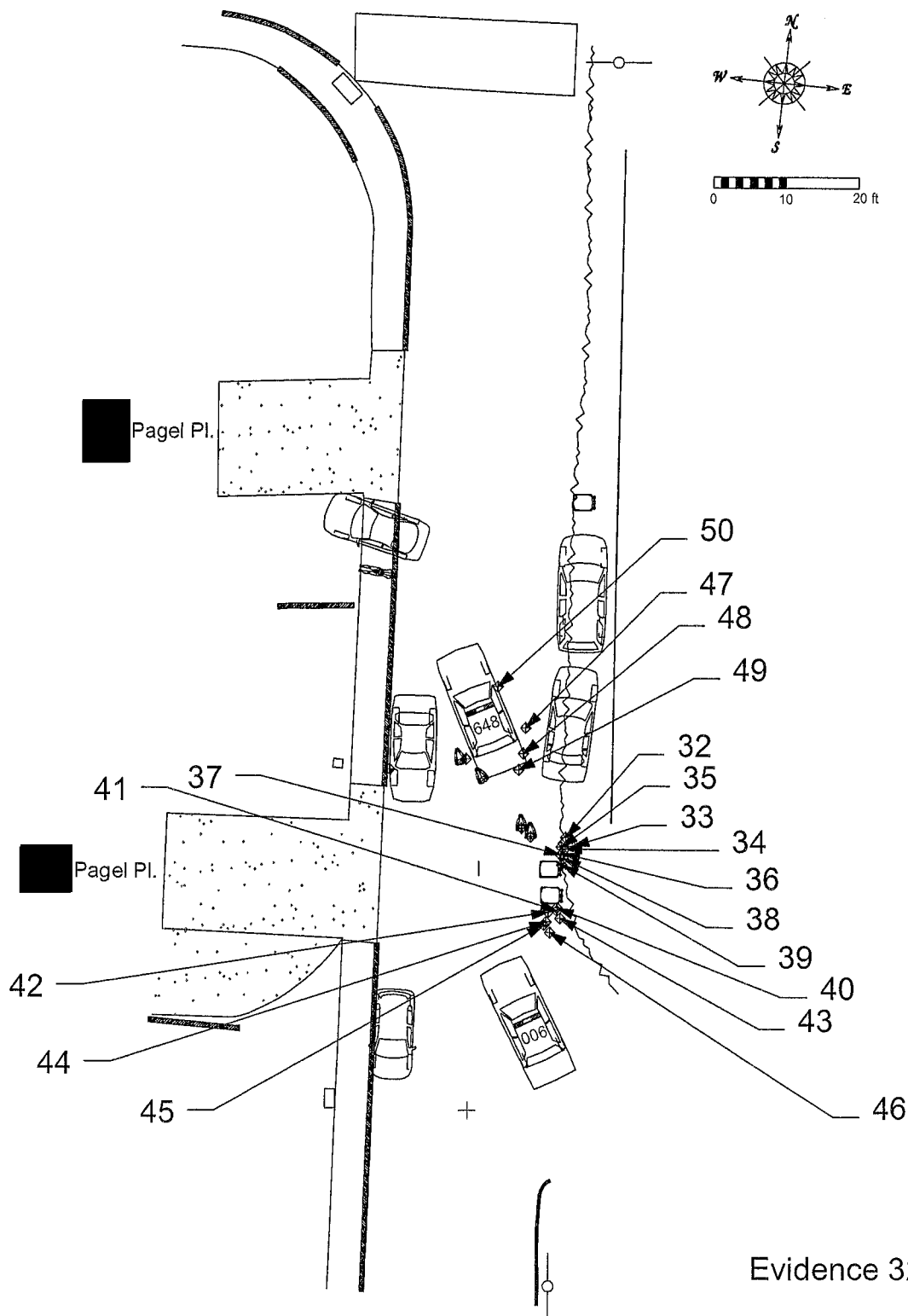
CHP 555 Page 4 (Rev. 8-97) OPI 042

PAGE OF

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
5-11-2016	2128	3711	4576	

ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE =)

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PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
S. Witt	4576	05-12-2016		

STATE OF CALIFORNIA
FACTUAL DIAGRAM

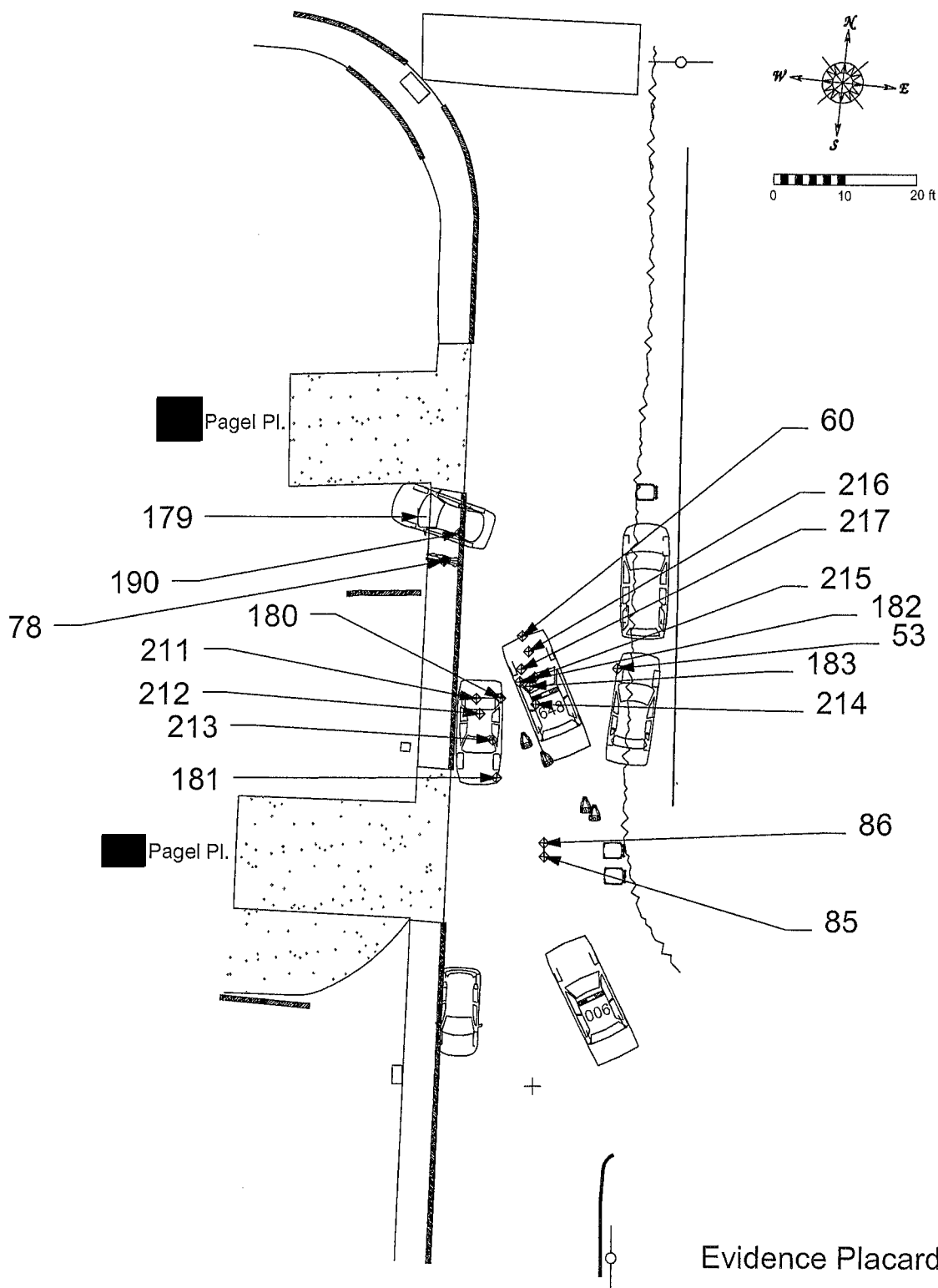
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PAGE OF

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
5-11-2016	2128	3711	4576	

ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE =)

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Evidence Placards 51-60

PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
S. Witt	4576	05-12-2016		



THE CITY OF SAN DIEGO

San Diego Police Department

FOR IMMEDIATE RELEASE

Date: May 12, 2016 (Thursday)

Time: 0700 Hours

CONTACT: A/LT Manny Del Toro

Homicide Unit

(619) 531-2425

SAN DIEGO POLICE INVESTIGATE OFFICER INVOLVED SHOOTING IN O'FARRELL

On Wednesday, May 11, 2016, San Diego Police Officers were in the area of 100 Pagel Place, checking on a residence known for narcotics and weapons activity. At approximately 9:30 p.m., a silver Acura left the target residence. The Acura began driving rapidly away from the officers and police followed the vehicle. The vehicle attempted to evade the officers and they later became aware the vehicle was reported stolen out of Carlsbad. The suspect vehicle failed to yield to the police and a police vehicle pursuit ensued. The suspect attempted to flee through adjacent streets and eventually came back to the 100 block of Pagel Place. The pursuit ended when the suspect vehicle struck a parked car on Pagel Place. Officers exited their vehicle and began a high-risk vehicle stop. At that time, the driver of the Acura placed the vehicle in reverse and drove towards the officers. Two of the officers narrowly escaped being struck. In defense of their life, four officers fired multiple rounds at the driver to stop the threat of the moving vehicle. The driver of the stolen Acura was struck several times by gunfire. Medics responded and attempted life saving measures on the injured driver. Despite their efforts, the driver of the stolen vehicle died at the scene.

Homicide, Traffic Division and Crime Lab personnel are collecting evidence and investigating the scene where the vehicle collisions and shooting took place. The shooting officers in this incident range from 2 to 5 years with the San Diego Police Department.

The deceased driver of the stolen vehicle is identified as 30-year-old Thongsoune Vilaysane of San Diego.

Footage of the shooting was captured on the officer's Body Worn Cameras.

Anyone with information regarding this incident is asked to call the Homicide Unit at (619) 531-2293 or Crime Stoppers at (888) 580-8477.

**

###

SDPD shoots, kills man after pursuit in Encanto

Police say driver reversed car, nearly hit two officers



[\(/staff/david-hernandez/\)](#)



[\(/staff/pauline-repard/\)](#)

By [David Hernandez \(/staff/david-hernandez/\)](#) and [Pauline Repard \(/staff/pauline-repard/\)](#) | 12:47 a.m. May 12, 2016



San Diego police cordoned off roads after fatally shooting a man on Benson Avenue in Encanto Wednesday night. *David Hernandez*

San Diego — A driver was chased by police, then killed in an officer-involved shooting in Encanto Wednesday night, San Diego police said.

Thongsoune Vilaysane, 30, of San Diego, died when four San Diego police officers opened fire on him in his car after he nearly hit two officers, homicide Lt. Manny Del Toro said.

The officers were not identified. Their time of employment with the department ranges from two to five years, Del Toro said.

The shooting occurred on Pagel Place at Benson Avenue, just north of Skyline Drive, about 9:30 p.m.

Officers were on Pagel Place to investigate a residence known for drug and weapons activity, Del Toro said. They saw a silver Acura being driven away from the home, so they followed it.

They learned that the Acura had been reported stolen in Carlsbad. The driver led officers on a short pursuit through the neighborhood, then returned to Pagel, where he ran into a parked car, Del Toro said.

Officers got out with guns drawn to order the driver out of the Acura. Instead, he put it in reverse and almost struck two officers, Del Toro said.

"In defense of their (lives), four officers fired multiple rounds at the driver to stop the threat of the moving vehicle," Del Toro said in a statement.

Vilaysane was hit by several rounds. The car and its windows were peppered with bullet holes.

<http://www.sandiegouniontribune.com/news/2016/may/12/police-shooting-encanto-chase/all/?print>

5/12/2016

Homicide investigators, crime lab technicians and traffic accident investigators spent the rest of the night into Thursday morning collecting evidence at the scene of the shooting and the crash with the parked car.

(Page of the shooting was caught on officers' body-worn cameras, Del Toro said.

District Attorney Bonnie Dumanis announced last week that when her office completes a review of an officer-involved shooting to determine whether it was legally justified, she will release relevant video of the incident to the public.

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One Dead in Officer-Involved Shooting in Encanto

By Elena Gomez, Jaspreet Kaur and R. Stickney

(Published 3 hours ago)

A San Diego man was shot and killed by San Diego Police Wednesday following a pursuit in the Encanto neighborhood.

The events leading up to the shooting were captured on body-worn cameras, investigators confirmed Thursday.

• CVPD: Parents Find Dead Newborn in Teen's Bed

Thongsoune Vilaysane, 30, of San Diego died in the shooting on Benson Avenue and Pagel Place just north of Skyline Drive. His body lay next to the driver's door of a silver car damaged by multiple bullet holes.

Vilaysane was driving a silver Acura from a home on Pagel Place at 9:30 p.m. when officers noticed the vehicle.

• Navy SEAL Trainee Dies in Coronado

"The Acura began driving rapidly away from the officers and police followed the vehicle," investigators said in a written news release. "The vehicle attempted to evade the officers and they later became aware the vehicle was reported stolen out of Carlsbad."

One witness living near the shooting said he came out to check on his car after hearing what sounded like a car chase and then a minor crash.

• 4 Teens Arrested in Vandalism That Closed School

The Acura crashed into a parked car, police said.

"We heard him actually try to go away but it's only a one-street. It's kind of hard to reverse," said [REDACTED]

• Prison Rehab Staffer Hid Drugs in Chips, Oreos: DOJ

[REDACTED] said about seven to eight officers and two police cruisers blocked the suspect's car.

"You could tell this was an ongoing chase because there was a good amount of cops already on his tail," he said.

- **Ball Python Discovered in San Diego Resident's Bathtub**

The officers shouted at the suspect multiple times to get out of his car but the suspect backed his car into a police cruiser, ██████ told NBC 7. That's when officers began firing multiple rounds at the car.

SDPD officials said Vilaysane put the vehicle in reverse and narrowly missed two officers.

- **2 Women Approved to Join Marine Infantry**

"In defense of their life, four officers fired multiple rounds at the driver to stop the threat of the moving vehicle," the police statement read.

Traffic control was requested and streets were blocked off as police investigated.

- **Updated La Mesa Man Threatens Deputies With Boiling Water**

Chief Shelley Zimmerman arrived to the scene following the shooting and was briefed by investigators.

The officers who fired their weapons were not identified by name but described as having 2 to 5 years experience with the San Diego Police Department.

- **'Living Nightmare': Woman Gets Jail for Stealing Football Funds**

Check back for updates on this developing story.

Published at 10:25 PM PDT on May 11, 2016

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div id="taboola-below-article-text-links" style="clear:none">
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Find this article at:

<http://www.nbcsandiego.com/news/local/Shooting-in-Encanto-Shuts-down--379093111.html>

☐ Check the box to include the list of links referenced in the article.

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**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

CAMERON, Ryan Matthew
SDPD ID #6864
Date of Hire 08/05/2011
Southeastern Division Crime Suppression Team
DOB: [REDACTED]
W/M, 5'08" Tall, 175 Pounds

INTERVIEW OF OFFICER CAMERON:

On May 11, 2016, at 2159 hours, I was off duty when I received a phone call from Acting Lieutenant DEL TORO #4754 notifying me of an officer involved shooting at 100 Pagel Place. I called Detectives BALES #5873, WARRICK #4199, CLENDENEN #6236, YANKOVICH #5526 and Mario PEREZ #6312 and directed them to respond to the scene. Crime Scene Specialist (CSS) SOUTHERLNAD #8841 and Criminalist CORDES #8328 were notified and respond as well.

I arrived at the scene at 2253 hours.

At 2323 hours, Sergeant RUVIDO #5509 conducted a briefing on the incident. He said that Southeastern Division Crime Suppression Team Officers Shawn BOGGEMAN #7160, David SERRANO #6912, Trevor STERLING #6955 and Ryan CAMERON #6864 were conducting surveillance of [REDACTED] Pagel Place. The officers saw Thongsoune VILAYSANE leave the residence and drive off in a silver Acura Integra. Officers CAMERON and BOGGEMAN saw VILAYSANE fail to stop for a stop sign. The officers attempted to conduct a traffic stop but VILAYSANE refused to pull over. A pursuit ensued. Officers CAMERON and BOGGEMAN were joined in the pursuit by Officers SERRANO and STERLING. VILAYSANE collided with a parked car along 100 Pagel Place. The four officers got out of their vehicles and attempted to conduct a high risk vehicle stop. VILAYSANE reversed direction, driving back towards the officers. All four officers fired. VILAYSANE was pronounced dead at the scene. Sergeant RUVIDO said all four officers were standing by at the Southeastern Division sub-station.

At approximately 0135 hours, Officers SERRANO, STERLING, CAMERON and BOGGEMAN returned to the scene and participated in a "walk through" of the shooting. Each walk through was conducted independently. Attorney Amy MARGOLIS accompanied each officer. Detective BALES recorded each walk through on digital audio. All four officers were then taken to SDPD Headquarters for further processing. Through Attorney MARGOLIS, all four officers declined to be interviewed that night and requested to participate in a voluntary interview on May 13, 2016.

On May 13, 2016, at 0850 hours, Acting Lieutenant DEL TORO and I interviewed Officer CAMERON in a conference room within the Homicide Unit office. Attorney MARGOLIS was also present. The interview was recorded on digital audio. I later copied the recording to a compact disc and impounded the disc in the Headquarters Property Room.

Officer CAMERON said the following:

MDT: Manny DEL TORO, Acting Lieutenant – Homicide Unit

GF: Gregory FLOOD, Sergeant – Homicide Unit

AM: Amy MARGOLIS - POA Attorney

RC: Ryan CAMERON, Officer – Southeastern Division Crime Suppression Team

GF: Okay, it is May 13, 2016, at 0850 hours. We are in an interview room in the Homicide Office at San Diego PD Headquarters. This is Sergeant Greg FLOOD, ID #4873. Also with me is Acting Lieutenant DEL TORO. And present is Officer Ryan CAMERON.

RC: Yes.

GF: And his attorney, Amy MARGOLIS. Hey Ryan, I just want to kind of go over a couple of things with you before we get in the meat of the interview. First of all you have Mrs. MARGOLIS as your attorney today, correct?

RC: Correct.

GF: And you had a chance to consult with her prior to this interview?

RC: Yes.

GF: Okay. And I just to establish that this interview is a voluntary interview on your part, correct?

RC: Correct.

GF: No one has ordered you to be here correct?

RC: That's correct.

GF: Okay. And hey, can I get the spelling of your last name? Make sure I have that right?

RC: Sure. C-A-M-E-R-O-N.

GF: And is Ryan R-Y-A-N?
RC: Yes.

GF: Okay. And what's your middle name?
RC: Matthew.

GF: And how old are you Ryan?
RC: [REDACTED]

GF: And your birth date?
RC: [REDACTED]

GF: How tall are you?
RC: 5'8".

GF: And your weight?
RC: 175.

GF: Is that brown hair under there or blond?
RC: Blond, brown. They say blond. I'd say it's brown.

GF: You say it's brown, we'll go with brown. And what color eyes you got there?
RC: Blue.

GF: Blue? Okay. What is your ID number?
RC: 6864.

GF: Do you know what your badge number is?
RC: I do not.

GF: What's your date of hire?
RC: August 2011. I don't know the exact day.

GF: What is your current assignment?
RC: Southeastern Division Crime Suppression Team.

GF: Okay, and who is your supervisor?
RC: Sergeant Jim JOHNSON.

GF: How long you been on that team?
RC: I've been on that team approximately a year and a half.

GF: Okay. The night of the incident, what was your unit number?
RC: It was 452Q.

Investigator's Report
Interview of Officer CAMERON
Case #16-019814; #16-019824
Page 4

GF: And is that your standard unit number?
RC: Yes.

GF: Do you remember what police equipment that you were driving that night?
RC: 7006.

GF: Okay and what were your work hours that night?
RC: Two to midnight.

GF: Okay.
RC: 1400 till midnight.

GF: What are your normal days off?
RC: Sunday, Monday, Tuesday.

GF: Again, going back to the night of the incident, how many hours of sleep had you gotten prior to your shift?
RC: Approximately eight.

GF: Okay. Now are you right handed or left handed?
RC: Right handed.

GF: What's your eyesight?
RC: [REDACTED]

GF: Do you wear corrective glasses at all or lenses.
RC: [REDACTED]

GF: [REDACTED]
RC: [REDACTED]

GF: Okay. You have any illnesses?
RC: [REDACTED]

GF: Taking any medication?
RC: [REDACTED]

GF: Had you consumed any alcoholic beverages in the 24 hours before your shift?
RC: 24? No.

GF: Okay. Were you wearing your vest that night?
RC: [REDACTED]

GF: [REDACTED]
RC: [REDACTED]

GF: What is your primary duty weapon?
RC: Sig .229, 9mm.

GF: You know what the serial number is?
RC: Yeah. It's [REDACTED]

GF: Is that a Department weapon or your own personal?
RC: Department.

GF: [REDACTED]
RC: [REDACTED]

GF: Okay. Now with your Sig, is that chambered with a round in the chamber?
RC: Correct.

GF: Okay. And how many rounds do you have in the magazine?
RC: Thirteen.

GF: Okay. Did you have any extra magazines with you that night?
RC: Yes, two.

GF: Okay. And were those also fully loaded?
RC: Correct.

GF: Okay. Has your weapon been altered in any way? And what I'm talking about is like mechanically, not, you know, lights or things like that.
RC: Sure.

GF: But mechanically altered in any way?
RC: [REDACTED]

GF: Okay. And do you have any lights or any other added features onto your handgun?
RC: [REDACTED]

GF: Okay. During the course of this incident, was there any less than lethal force that was ever used? Any batons? Anything? Tasers? Anything like that?
RC: No.

GF: Okay. During the incident, did you do a magazine change at all?
RC: Yes I did.

GF: Okay. Was that after the initial volley of fire I assume?
RC: Yes it was. That's right.

GF: Okay. Did you ever fire after you did the magazine change?
RC: No I didn't.

GF: Okay.

RC: It never went to slide lock. There was still one in the chamber.

GF: So you did a tactical reload at that point?

RC: Yes.

GF: Okay. Officer CAMERON I want to take you back to the night of May 11th and you said that you worked on the Crime Suppression Team, correct?

RC: Correct.

GF: For Southeast? And you've been there for about a year and a half?

RC: Yes.

GF: Can you just kind of describe what the mission of the team is? What you guys do?

RC: Sure. It's essentially to go out and suppress crime in Southeastern Division. The neighborhoods within Southeastern Division. To better improve the neighborhood for the residents that live in that Division, in those neighborhoods.

GF: Okay. Do you guys have radio responsibilities, or is this a proactive team? How does that function.

RC: It's a proactive unit and we just kind of float around to each neighborhood throughout our shift, and proactively enforce I guess the laws and infractions.

GF: As a matter of routine, are you assigned radio calls?

RC: No we don't.

GF: Okay. All right. And how many members are on the team?

RC: There are six members plus a sergeant.

GF: And do you guys have regular partners that you work with? Or do you mix it up?

RC: Usually regular partners, but we were mixed up that night.

GF: Okay. Who were you working with that night?

RC: I was with Sean BOGGEMAN.

GF: Okay, and is Officer BOGGEMAN typically your partner?

RC: It's only the second night I've worked with him.

GF: Okay. And with CST, do you guys all operate independently, or is it more of a team approach to how you do business?

RC: That's a team approach. We usually stick together and cover each other, and kind of float to each neighborhood.

GF: Okay.

RC: As a unit.

GF: On the night of May 11th, did you get some information regarding a residence at [REDACTED] Pagel Place?

RC: Yes.

GF: And what was the information that you got?

RC: It was information...I guess prior information from numerous units from Narcotics as well as Gangs, and all this info that we have developed ourselves as units, in CST, as far as who resides at that location. And who visits that location and prior arrests that we've had out of that location.

GF: Okay. What did you know about that location?

RC: I know that's it's an "OKB" which is an Oriental Killer Boys street gang which is a known street gang to the San Diego Police Department. I know that multiple "OKB" members live at that location, as well as other Asian gang sets that are also criminal street organizations, street gangs, in San Diego. They visit that location on a regular basis and use that as kind of their headquarters if you will for their meetings and criminal activity.

GF: Okay. How do you know that information? Where's that come from?

RC: I guess a compilation of, you know, information from the Gang Unit, as well as arrests that I've made out of that location. For example, the week leading up to this incident we had a pursuit, I think it was Friday or Saturday of last week, of an individual "TOC" gang member, "Tiny Oriental Crips", who left that location and led our units on probably a ten mile pursuit that ended in a crash and a foot pursuit. And eventually was taken into custody for a federal probations warrant. As well as that prior week an individual was seen in that location at a traffic stop. He was an outstanding parolee-at-large from "OKB". Those are just a couple that I can think of off the top of my head.

GF: Okay. So it's safe to say that you are very familiar with this location?

RC: Correct.

GF: Okay. And do you know specifically who lives there?

RC: I know. I know his moniker...I have to think of it. I can't think of his actual given name, but I know the individual that was there.

GC: Okay. So it's actually the residence, it's the address of residence for somebody that you are familiar with as well too?

RC: Yes.

GF: And is it just him that you deal with there? Or are there others that you've dealt with as well?

RC: It's multiple. It's probably ten individuals that if I could sit down and look them up, I could give you their names that are "OKB" gang members, "TOC". There's also Bahala Na which is a Filipino gang that frequents there often. And a couple of other Asian sets that use that as their meeting area.

GF: Okay. If you can just give me a rough estimate. How many law enforcement contacts have you had with individuals, either at that residence or associated with that residence?

RC: Approximately twenty I'd say.

GF: Okay. On the night of the 11th, were you conducting surveillance at that location?

RC: Yes.

GF: Okay. And was that operation in regards to any specific information that you had developed? Or was this just kind of a routine surveillance of a known trouble location?

RC: Sure. It was just a routine surveillance of a known location. When we kind of drove by the location, we noticed a couple vehicles that were coming and going from the location frequently. And deciding, you know, there's some activity. The garage was halfway open at that location which is where they usually have their meetings if you will. So we decided, you know, there's some good activity going on. So we set up on the location.

GF: Okay. Where'd you set up?

RC: I was set up on Benson, east of Woodman with my unit. Then Officer SERRANO and STERLING were set upon Cielo, east of Woodman. I believe ROSAS and WOLFF were set up on 65 and Edmunds.

GF: Okay.

RC: On the west side.

GF: So you had the whole team out there?

RC: Correct.

GF: Okay. And was there a specific plan in place at this point? Or was there just general surveillance that you guys were conducting?

RC: Just general surveillance and the plan was to just kind of pick off cars for whatever kind of probable cause we could get that would leave that location.

GF: Okay. And again you were partnered with Officer BOGGEMAN?

RC: Correct.

GF: And were you both in uniform that night?

RC: Yes I was.

GF: And where you both driving a marked police unit that night?

RC: Yes we were.

GF: Okay. Were you the driver or the passenger officer?

RC: I was driver.

GF: You were driver, okay. Now at some point do you wind up initiating some level of contact with someone who is later identified as Thongsoune VILAYSANE?

RC: Correct.

GF: Okay. Can you walk us through how that happened?

RC: Sure. So we were kind out of sight, where I was set up on Benson, east of Woodman. Officer SERRANO and STERLING, from their vantage point, could see the location. They noticed a male exit the residence, get into a two door small compact car. Couldn't tell what kind it was. I don't think they could tell it was gray or silver. And, you know, said, "Hey he's going northbound on Pagel." And when the car came to Pagel and Woodman, is where I could have a vantage point on that intersection. And I noticed the vehicle make a westbound turn on Benson and then an immediate right or northbound turn on, I can't think of the street that's right there.

GF: I got a map here. Maybe this will help you a little bit. Unfortunately the streets may be a little bit small on there, but does that help you come up with any of the streets at all? And you can use that for reference as we're talking.

RC: Yeah sure. So he made a right bound turn or a right turn, a northbound turn, onto Sweetwood Street.

GF: Um hmm.

AM: Sorry. Can you give me the address just so I can look it up and see it on a map?

RC: So it's gonna be the intersection of Benson Avenue and Sweetwood. Or do you want the actual address?

AM: The address?

RC: [REDACTED] Pagel is the residence which we're speaking about.

GF: It's P-A-G-E-L.

AM: Thank you. Okay. Sorry. Continue.

RC: So he made that northbound turn onto Sweetwood. And actually there was another vehicle that left just after him, tailing him from the same location which was a dark colored Charger. And I could just tell that cause of the taillights on the charger. And they both made that northbound turn together, which is unusual because that street goes nowhere. Just a big loop that comes back out to Benson. So I knew either they thought we were out there, or they were just kind of doing some counter to see if, you know, we were in the area. So I told my partner, "Hey, let's not follow it down that street. I know it loops around. He's gonna come out the other end. So we sat up to the next street, which was Treewood. So we waited that intersection for the vehicle.

GF: Okay. Did you ever actually see the individual get into the car or were you just advised of this over the radio?

RC: I never saw it personally. I believe Officer SERRANO saw him get into that vehicle.

GF: Okay. So Officer SERRANO alerted you that somebody had left that residence, gotten into this particular vehicle, and then you picked up the vehicle as it was leaving. Is that correct?

RC: That's correct.

GF: Okay. And then I think where we left off is that you had set up again expecting to kind of loop back out again, correct?

RC: Sure. So I set up on the intersection, Treewood and Benson, for it felt like a good minute or so. Enough time for it to make that loop around, then come back up to Benson. As we could see in our mirrors, you know, the intersection behind us, Sweetwood, if he came back up the street he initially turned on, which he didn't. So after a minute or so, I decided, "Hey, let's go check down there and see if he's parked somewhere." So as I was driving northbound on Treewood, I later found out it was an Acura that he was driving, a two door Acura. It came and passed us. He was going southbound, I was going northbound. I made eye contact with the driver. Once he drove past me, I initiated a U-turn, a three point turn. And looking in my mirror, as soon as he saw me making that three point turn, is where he accelerated and blew the stop sign at Treewood and Benson, failing to stop at the stop sign which is a vehicle violation.

GF: Okay.

RC: It took off eastbound on Benson.

GF: Okay. What did you do then?

RC: So I finished my U-turn. Activated my lights and sirens and pursued the vehicle for the traffic violation.

GF: Okay.

RC: Eastbound on Benson.

GF: Could you see how many occupants were in the vehicle when you guys passed by?

RC: Yes. I just made eye contact with him and knew that there was no front passenger.

GF: Okay. What happened next?

RC: So he continued eastbound on Benson. I made the eastbound onto Treewood onto Benson; probably caught him somewhere in between there. I got eyes on him again. I could see his taillights as he made the northbound turn, or southbound turn, excuse me, back onto Pagel, to the initial street that we saw him pull off.

GF: Okay.

RC: So in my mind I thought he was returning to the location. He was probably gonna foot bail back inside the location. As he turned onto Pagel, shortly after I turned onto Pagel. Kept eyes on him the whole time, or the vehicle rather. Instead of...which I thought he was going to go into the house, he made the westbound turn onto Cielo and continued westbound on Cielo. My lights and sirens were activated. Kept it in sight. At that point, you know, started to put out he traffic or, my partner started to put out the traffic, you know, failure to yield. And went through that whole process. Anticipating there was going to be a pursuit, you know. Continued with him and he actually, once he turned on Cielo, it's approximately three houses to the west, he kind of pulled in real quick into [REDACTED] Cielo, into the driveway. And at that location, so it's a short driveway, probably enough for maybe a car and a half to park in that driveway. And there was a gray sedan parked on the right or east side of that driveway. So he pulled in real quick. There was

nowhere for him to go. Where he pulled in there was a garage right there. And there's a car to the east. So there's nowhere for him to go to the east. The only way he could go was to get out on foot and jump. And I think there was some bushes there. And kind of go in a northwest direction which in my mind, I saw him pull into the driveway. I told my partner, "Hey, he's gonna foot bail." So I parked my patrol vehicle just outside the driveway to the east. I got out on foot and ran up to the vehicle. I was still holstered at that point cause I was anticipating a foot bail. As I got to the rear of the car, I noticed that he was still sitting in the car and he hadn't foot bailed so I believe I was in the process of drawing my firearm. Didn't get it out of my holster. He looked back at me over his right shoulder. I looked at him, made eye contact. I told him, "Hey, let me see your hands. Don't move." At that point I was essentially behind his vehicle. He was looking back at me. He threw it in reverse and floored it and attempted to run me over at that point which I jumped out of the way. I didn't go into the bushes, but right up against the bushes that were there.

GF: Okay. When he threw it in reverse as you said, how far were you from his vehicle?

RC: I was less than three feet. I was right up on the side of his car. Like the rear...it's a short compact car so I think I was right at that taillight on the driver's side.

GF: Okay. Did the car go straight back or?

RC: He kind of, kind of swung out so when he threw it in reverse, he must have had the wheel cut to the right. So it kind of swung out like he was gonna take me with it as he was trying to....

GF: So I want to make sure I understand this. The rear of the vehicle started to swing back towards you? Is that correct?

RC: Rear of the vehicle came straight back and then kind of swung the front end. So the side of the car, the driver would kind of swipe me off.

GF: Okay. So it was more that the opposite side where the front end now is what you're more worried about than the back end? Is that correct?

RC: Correct, yeah.

GF: Okay. And you said you'd been giving him commands up until this point?

RC: Correct.

GF: Okay. And what happened next?

RC: At that point I jumped out of the way. I'm assuming. I didn't see where my partner was. I'm assuming he was on the passenger side. I was more concerned with jumping out of the way of that vehicle. He peeled off into the....backed out into the street there on Cielo. At that point Officers SERRANO and STERLING had pulled up, kind of in the middle of the street I guess, kind of alongside my vehicle. And all I saw was the gentleman in the car, the suspect. What I could see when he was in the driveway and when he was backing up that he was the only occupant of that vehicle. That's when I recognized who it was. And he took off westbound on Pagel. I guess Officer STERLING scurried along. Jumped back into their vehicle and that's when they became number one on the pursuit.

Jumped back in ours with Officer BOGGEMAN and we became number two in the pursuit.

GF: Okay. Now you just said something that you recognized who he was?

RC: Correct.

GF: Had you had prior to contact with this person before?

RC: Yes.

GF: Okay. What did you know about him?

RC: I believe that first time that I remember contact with them was actually less than a week prior to this incident. I want to say it was Thursday, Friday or Saturday. It's one of the last days of our week last week. Made a traffic stop on a vehicle I believe on the same house, [REDACTED] Pagel, on Woodman, just north of Benson. Front passenger was the [REDACTED] who was the [REDACTED] Pagel, and he was the rear passenger. It was a female driver. I can't remember her name. At that point, you know, the records check the suspect, Mr. VILAYSANE, was in the back. Back passenger and he was a PAL at that time, so he was arrested.

GF: So you had arrested him about a week before?

RC: Correct.

GF: Okay.

RC: Officer WOLFF wrote the report but I was on the stop.

GF: Other than him being a PAL the previous week, did you know anything about his history at all?

RC: Yes. I know that...I remember he was on parole for robbery, 211, and I remember when Officer WOLFF was doing the records check, I was back there with him. And I remember seeing an extensive weapons history I believe with his history as well.

GF: Okay.

RC: And also that he was a documented gang member with the San Diego Police Department.

GF: Okay. And I think where we'd kind of left off what that you were now the, the other unit had taken over as kind of primary and you were now in the secondary position, correct?

RC: Correct.

GF: Okay. Why don't you tell us what happened next?

RC: Sure. So once the suspect vehicle took off westbound on Benson, the other unit's number one, we're number two. Suspect made a northbound turn or right turn onto 65th Street. We pursued lights and sirens. He continued northbound 65th Street to Benson, once again, where he made a right turn, or an eastbound turn onto Benson. I continued eastbound and once again took that north, or I'm sorry, southbound turn or right turn back onto Pagel at a high rate of speed. And that's when I'm like, "Okay. Now he's definitely going back to the house on this one." But he didn't. He...I believe this is when

instead of going westbound again, he made a eastbound turn and then actually another northbound turn, almost a U-turn, to the east which is like a, kind of a dirt alley that kind of parallels Pagel back northbound to...it kind of parallels and then comes back to Pagel if that makes sense though. So he made that left turn, made that u-turn, I made that turn as well. And it's a dirt road so dust was flying so I could only see Officer SERRANO's lights in front of me. Once the dust kind of settled and we came back onto Pagel northbound, I saw the suspect vehicle. It appeared to have TC'd or crashed into another vehicle. I didn't know for sure if that happened, but the vehicle was essentially stopped, facing northeastish on Pagel. That's when I...kind of the dust settled, I saw SERRANO exit his vehicle and attempt to conduct a "hot stop" on the vehicle.

GF: Okay. Where was SERRANO positioned? Was he a driver? A passenger? Where was he?

RC: He was the driver of the number one car.

GF: Okay. Now that description that you had just provided of this pursuit now as it's going through the neighborhood. I know that you had mentioned during the initial pursuits that you had activated your lights and siren correct?

RC: Correct.

GF: After that car had turned into Cielo and then continued on after that incident.

RC: Um hmm.

GF: Did you still have your light and siren on?

RC: Yes.

GF: Okay. What about now that you're, what about the car that was in front of you. Did they have their lights and siren on?

RC: Yes they did.

GF: Okay. So I think you left off as you see the other officer in front of you has gotten out and started at "hot stop" correct?

RC: Correct.

GF: Okay. What happened next?

RC: So when I exited or just behind Officer SERRANO, exited my vehicle. The way Officer SERRANO's vehicle was positioned was essentially northbound, facing northbound on Pagel and the suspect's vehicle was just angled I guess northeastish. Slightly northeast on Pagel, like it had just TC'd into a parked car on the east curbline.

GF: Um hmm.

RC: So there was Officer SERRANO's vehicle, the suspect's vehicle just in front of it. And then there was a little gap at the front quarter driver's side panel I guess of Officer SERRANO's patrol vehicle. And then there was a parked vehicle on the west curbline and it was maybe three feet of a gap between the parked vehicle and Officer SERRANO's front driver's side bumper. And that's where Officer SERRANO was

conducting the "hot stop" was right in that little gap there. And that's when I ran up to Officer SERRANO's right side. He was giving all the commands. You know, "Police! Let me see your hands! Put your hands out the window! Don't move", several times. He was doing the announcements and I just had my weapon drawn on the vehicle.

GF: Okay. Did you ever give any commands?

RC: No. I just let him. He was handling the commands. I didn't want to muddy the waters and just let him take it.

GF: Okay. What happened next?

RC: At that point so essentially Officer SERRANO and myself were pinned between that parked car and his patrol vehicle and the suspect's vehicle. So we had nowhere to go backwards. The suspect's vehicle on Pagel, facing northbound was completely open. There were no obstructions out there. He had every opportunity to take off northbound. So Officer SERRANO was telling him multiple times, "Let me see your hands! Put your hands out the window!" The driver refused and to my recollection I just remember him...I don't know if I...I don't remember seeing the reverse lights but I just remember seeing the vehicle come backwards at my direction at a high rate of speed, and actually hit the front bumper of Officer SERRANO's patrol vehicle. And to my recollection, I only initially saw that one time coming back, but after watching my body camera, it actually came back twice. I didn't recall that but after watching the camera, I saw that.

GF: But you remember it was just once?

RC: I just remember it once coming here and the engine rev, and that vehicle coming back at my direction.

GF: Okay.

RC: At that point I feared for my safety, for my life. I thought he was gonna run me over and kill me. At that point I discharged my firearm. At the direction of the driver of that vehicle.

GF: Okay. Uh, do you remember how many times you fired?

RC: I believe that initially I thought twelve. Now that I'm thinking back, I think it was thirteen.

GF: Okay. And what happened next?

RC: Once I continued to shoot thirteen rounds I believe, until the threat, it was no longer moving backwards at my location. Once the threat was no longer moving in my direction, I stopped firing and just held on the car. I believe we were giving commands, you know, "Let me see your hands!" And that was that.

GF: Okay. And so at this point, the car is now stationary. You're still giving commands to the suspect. Is there any acknowledgment coming from him, or is there any sort of response at that point from him?

RC: There's no response from him at that point. The car kind of drifts, I guess in a northbound direction and kind of drifts over to the west curblane and goes up over the curb.

GB: Um hmm.

RC: And we just hold our position, kind of trying to get cover behind that parked vehicle on the west curblane.

GF: Okay, so now the vehicle has come to rest?

RC: Correct.

GF: Okay. And what happened next?

RC: Officer SERRANO held our position there. I think we communicate, you know, "Hey, are you okay?" Tried to communicate to the other officers on scene, "Everybody good?" And then we started calling for our resources and to set up a perimeter. I think we had called for ABLE. ABLE's pretty close and then we also called for a canine.

GF: Okay.

RC: At that point we held on the vehicle. I think Officer SERRANO and I, I don't know if we verbalized it but I know in my head I didn't feel comfortable going up to the vehicle just yet, just knowing the type of individuals that lived at that location, the past criminal history as well as you know, obviously he wasn't listening to us this day, I didn't feel comfortable going up on a car that I couldn't see into.

GF: Um hmm.

RC: To render any kind of aid so we held for our resources for Canine to get there.

GF: Okay. And then what happened?

RC: Once Canine got there, obviously we set up our perimeter. Other units had responded. I believe Sergeant ALEXANDER made the call to move Officer SERRANO's patrol vehicle kind of up alongside us to give a little bit of cover, as well as I think one of the PRT officers gave us a shield for some cover while we were waiting for our resources to get there. And eventually I was relieved by I don't...I forget which officer relieved me of my position when Canine got there. Once Canine got there, they did their thing, sent the dog. Which I don't know if there was any kind of bite or anything like that. But initially they rendered the car clear and uh...

GF: When they did that, when they get there and they now move up on the car, were you still now involved in the operation? Or you said you had been relieved.

RC: I kind of stepped back and they kind of took over for Officer SERRANO and I.

GF: Okay.

RC: And we stepped back and let the Canine and a couple other officers.

GF: So you're now more of in a cover position as opposed to contact? Is that correct?

RC: Correct.

GF: Okay. Going back just a little bit. The pursuit that you had from him from the initial portion when you see him leaving and it becomes at least apparent in your mind that he's not going to be pulling over for you.

RC: Um hmm.

GF: How long does that whole thing last do you think?

RC: Probably less than five minutes I want say. Kind of seemed like a long time but I think it was less than five minutes I would say.

GF: And I know asking you times, it's a real relative thing.

RC: Um hmm.

GF: And subjective because things happen very quickly when you're out there and something that seems like it may be going for ten minutes actually lasts ten seconds sometimes so I understand that. I'm just trying to get your impression.

RC: Yeah it was, I want to...three to five minutes I want to say cause the lapse. It was essentially, he was taking kind of quick laps around the, that house. That was pretty much one unconventional city block I guess which is what he was taking laps around.

GF: Okay. And you were the driver officer for your car correct?

RC: Yes.

GF: So is it safe to say that the responsibility for communications was on your partner at this point?

RC: Yes.

GF: Okay. Do you know if you were communicating on the regular main frequency? Or were you guys using a tac frequency? How was that?

RC: That night we were working on Tac 5. And for the beginning part of the pursuit, we're kind of putting it out on our air and then we're like, "Okay, this is gonna be a pursuit." That's when we're trying to switch over. Usually the way we work it, is I keep our handhelds on our tac, and then I keep our vehicle on our main and I was telling Officer BOGGEMAN you know, "Hey, grab the main. Put it out on the main" I think actually the mike had fallen off so it was in the floorboard somewhere, so he was trying to get that going.

GF: Okay. But that wasn't your responsibility?

RC: No.

GF: Okay. Now you had mentioned body camera at one point. You were equipped with a body camera that night?

RC: That's correct.

GF: Okay. Was that camera activated during this incident?

RC: It was activated. So when I exited the patrol vehicle, like I said in the beginning, I don't have a mount on my Sig for a light so I had my mag light in my left hand and my duty weapon in my right hand. And I believe once the rounds were off, that's when it kicked in our minds, "Hey, get our cameras on." I believe Officer SERRANO actually said, "Hey, make sure our cameras are on." And that's when I hit our cameras.

GF: Okay. And prior to this interview, did you have an opportunity to view the footage from your camera?

RC: Yes.

GF: Lieutenant DEL TORO?

MDT: Yeah, I know you mentioned that you feared for your life?

RC: Um hmm.

MDT: Did you see anybody else who was potentially in danger at that time?

RC: Yes. Officer SERRANO who was right to my right. I also feared for his life cause we talk about like a fatal funnel, as far as doorways. And I kind of felt the same way with this vehicle.

MDT: Um hmm.

RC: There was nowhere for us to go. We had his patrol vehicle to our right and that parallel parked car on the west curblin was....it felt like almost at my backside in my mind.

MDT: Um hmm.

RC: So in my mind I was like obviously cuss words are running through my head like, "Oh shit. I have nowhere to go here." And that's where I was like we're either gonna get pinned between this car or we're going underneath his car.

MDT: Um hmm.

RC: And I thought he was gonna kill myself and Officer SERRANO.

MDT: Okay. And then you mentioned okay, first round came obviously when the vehicle was heading back?

RC: Yes.

MDT: Do you remember when was your last round fired? What action was taking place at that time when your last round was fired?

RC: I believe in my mind it was, once that car came to I guess it wasn't coming back at me, is in my mind that's when I fired my last round and I kind of started going forward.

MDT: Okay. Nothing.

GF: Mrs. MARGOLIS?

AM: No thank you.

GF: Okay. Officer CAMERON is there anything that we haven't discussed at this point that you think is important for us to know?

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RC: I don't believe so.

GF: Okay.

RC: Not that can I think of.

GF: I've got 0926 and we are done.

Reporting Detective Sgt. Gregory Flood I.D. 4873 Homicide Team: II
Approved by: Lt. Ray Valentin #4398 Date of this report: 06/01/2016 Time: 0951 Hrs.

OFFICER INVOLVED INCIDENT CHECKLIST

LAST NAME: CAMERON FIRST: RYAN MIDDLE: MATTHEW

Age [REDACTED] D.O.B. [REDACTED] Height 5'8"

Weight 175 Hair BRO Eyes BLUE

Police ID # 6864 Badge # [REDACTED]

Date of Hire 8/20/11 (05/11)

Assignment SE CST

Supervisor SGT. JIM JOHNSON

Length of Assignment APPROX 1 1/2 year

Unit # 452 Q Equipment # 7006

Work Hours 1400-2400 Days Off SMT

Hours of Sleep Prior to Shift 8

Right/Left Handed RIGHT

Eye Sight [REDACTED]

Glasses? Yes ☐ No ☐ Contacts Yes ☐ No ☐

Glasses or Contacts Worn? Yes ☐ No ☐

Illnesses [REDACTED]

Medications? Yes ☐ No ☐ Date [REDACTED]

Line [REDACTED] Type/Amount [REDACTED]

Have you consumed any alcoholic beverages in the last

24 Hours? If so Type NO

Quantity [REDACTED]

INJURIES/COMMENTS:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Protective Vest

Worn? Yes ☐ No ☐

Front Panel? Yes ☐ No ☐

Back Panel? Yes ☐ No ☐

Primary Weapon

Make SIG 229 Caliber 9MM

Serial # [REDACTED] Model # 229

Department ☒ Personal ☐

Secondary Weapon

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

SGT. GREG FLOOD

Sergeant

05/13/16

Date:

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

STERLING, Trevor Andrew
SDPD ID #6955
Date of Hire 04/23/12
Southeastern Division Crime Suppression Team
DOB: [REDACTED]
W/M, 5'06" Tall, 160 Pounds

INTERVIEW OF OFFICER TREVOR STERLING:

On May 11, 2016, at 2159 hours, I was off duty when I received a phone call from Acting Lieutenant DEL TORO #4754 notifying me of an officer involved shooting at 100 Pagel Place. I called Detectives BALES #5873, WARRICK #4199, CLENDENEN #6236, YANKOVICH #5526 and Mario PEREZ #6312 and directed them to respond to the scene. Crime Scene Specialist (CSS) SOUTHERLNAD #8841 and Criminalist CORDES #8328 were notified and respond as well.

I arrived at the scene at 2253 hours.

At 2323 hours, Sergeant RUVIDO #5509 conducted a briefing on the incident. He said that Southeastern Division Crime Suppression Team Officers Shawn BOGGEMAN #7160, David SERRANO #6912, Trevor STERLING #6955 and Ryan CAMERON #6864 were conducting surveillance of [REDACTED] Pagel Place. The officers saw Thongsoune VILAYSANE leave the residence and drive off in a silver Acura Integra. Officers CAMERON and BOGGEMAN saw VILAYSANE fail to stop for a stop sign. The officers attempted to conduct a traffic stop but VILAYSANE refused to pull over. A pursuit ensued. Officers CAMERON and BOGGEMAN were joined in the pursuit by Officers SERRANO and STERLING. VILAYSANE collided with a parked car along 100 Pagel Place. The four officers got out of their vehicles and attempted to conduct a high risk vehicle stop. VILAYSANE reversed direction, driving back towards the officers. All four officers fired. VILAYSANE was pronounced dead at the scene. Sergeant RUVIDO said all four officers were standing by at the Southeastern Division sub-station.

At approximately 0135 hours, Officers SERRANO, STERLING, CAMERON and BOGGEMAN returned to the scene and participated in a "walk through" of the shooting. Each walk through was conducted independently. Attorney Amy MARGOLIS accompanied each officer. Detective BALES recorded each walk through on digital audio. All four officers were then taken to SDPD Headquarters for further processing. Through Attorney MARGOLIS, all four officers declined to be interviewed that night and requested to participate in a voluntary interview on May 13, 2016.

On May 13, 2016, at 1237 hours, Acting Lieutenant DEL TORO and I interviewed Officer STERLING in a conference room within the Homicide Unit office. Attorney MARGOLIS was also present. The interview was recorded on digital audio. I later copied the recording to a compact disc and impounded the disc in the Headquarters Property Room.

Officer STERLING said the following:

MDT: Manny DEL TORO, Acting Lieutenant – Homicide Unit

GF: Gregory FLOOD, Sergeant – Homicide Unit

AM: Amy MARGOLIS – POA Attorney

TS: Trevor STERLING – Officer – Southeastern Division Crime Suppression Team

GF: Okay. I have 1237 hours. It is May 13, 2016. We are in an interview room within the Homicide Unit Office. This is Sergeant Greg FLOOD, ID #4873. Also with me is Acting Lieutenant DEL TORO. This is an interview with Officer Trevor STERLING regarding an OIS on May 11th. And present as Officer STERLING's attorney is Amy MARGOLIS. Officer STERLING, have you had a chance to speak with Mrs. MARGOLIS and consult with her prior to this interview today?

TS: Yes.

GF: Okay, and are you here voluntarily?

TS: Yes.

GF: Okay. Has anyone ordered you to be here today?

TS: No.

GF: Okay. And the first thing we're gonna do is I want to go over a checklist here. Fill out some vital stats for you. Can you spell your last name?

TS: S-T-E-R-L-I-N-G.

GF: And is it Trevor, T-R-E-V-O-R?

TS: Yes it is.

GF: Okay. And what's your middle name?

TS: Andrew.

GF: How old are you?

TS: [REDACTED]

GF: And what's your birth date?

TS: [REDACTED]

GF: And what's your height?

TS: 5'6".

GF: And your weight?

TS: 160.

GF: And you've got brown hair there?

TS: Brown and brown.

GF: And your ID number?

TS: 6955.

GF: Do you know what your badge number is?

TS: 4610.

GF: That was a test. You weren't supposed to look.

TS: (Laughs).

GF: 4610?

TS: Yeah.

GF: Okay. What's your date of hire?

TS: April....I think it's April 23rd. Not a hundred percent on the exact date, but it's 2012.

GF: Okay. What is your current assignment?

TS: Southeastern CST.

GF: Who's your supervisor?

TS: Sergeant Jim JOHNSON.

GF: How long you been on the team?

TS: Four weeks.

GF: Prior to your assignment on the team, what was your assignment?

TS: Southeastern Patrol.

GF: Okay, and how long did you work Southeastern Patrol?

TS: Four years, just under.

Investigator's Report
Interview of Officer STERLING
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Page 4

GF: On May 11th, what was your unit number?
TS: 454Q.

GF: Do you remember what equipment number you were driving that night?
TS: I think it's 6684. It's not my normal car, but I think that's the ID.

GF: Okay, what's your work hours?
TS: 1400 till midnight.

GF: And your days off?
TS: Sunday, Monday, Tuesday.

GF: Okay. Your shift on May 11th. How many hours of sleep did you get prior to that shift?
TS: Approximately seven hours.

GF: You right-handed or left-handed?
TS: Right-handed.

GF: What's your eyesight?
TS: [REDACTED]

GF: Do you wear glasses?
TS: [REDACTED]

GF: Okay. Contacts?
TS: [REDACTED]

GF: Have any illnesses?
TS: [REDACTED]

GF: Taking any medication?
TS: [REDACTED]

GF: Okay the night of the 11th, [REDACTED]
TS: [REDACTED]

GF: [REDACTED]
TS: [REDACTED]

GF: [REDACTED]
TS: [REDACTED]

GF: Had you consumed any alcoholic beverages in the 24 hours previous to your shift?
TS: No.

GF: Were you wearing your vest that day?

TS: [REDACTED]

GF: [REDACTED]

TS: [REDACTED]

GF: What is your primary duty weapon?

TS: Glock, .17. It's a 9mm.

GF: Do you know what the serial number is?

TS: No, not off the top of my head.

GF: Is that a Department weapon or personal weapon?

TS: Personal.

GF: Do you carry a backup?

TS: [REDACTED]

GF: [REDACTED]

TS: [REDACTED]

GF: [REDACTED]

TS: [REDACTED]

GF: [REDACTED]

TS: [REDACTED]

GF: [REDACTED]

TS: [REDACTED]

GF: [REDACTED]

TS: [REDACTED]

GF: [REDACTED]

TS: [REDACTED]

GF: Okay. Regarding your personal Glock that is your primary duty weapon, do you carry that with a round in the chamber?

TS: Yes.

GF: Okay. And how many rounds do you carry in your magazines?

TS: Seventeen each.

GF: Other than the magazine that was in your handgun, did you have any spare magazines with you?

TS: Yes, I had two on the belt.

GF: Okay. And were those also loaded with seventeen rounds?
TS: Yes.

GF: Have you altered your weapon in any way? And I'm talking, not adding accessories, but I'm talking about mechanically in any way?

TS: [REDACTED]

GF: [REDACTED]
TS: [REDACTED]

GF: [REDACTED]
TS: [REDACTED]

GF: [REDACTED]
TS: [REDACTED]

GF: [REDACTED]
TS: [REDACTED]

GF: [REDACTED]
TS: [REDACTED]

GF: [REDACTED] Okay. During this incident, was there ever any less than lethal force used? Tasers, pepper spray? Anything like that?

TS: No.

GF: Okay. Were you equipped with a body worn camera?
TS: Yes.

GF: Okay. And did you activate you camera during this incident?
TS: Yes.

GF: Okay. Have you had a chance to look at the footage from the incident?
TS: Yes.

GF: Okay. Have you looked at anyone else's footage from the incident?
TS: No.

GF: Okay. Officer STERLING, the night of the 11th...well actually let me back up a little bit. You said you've been on CST for about four weeks now, right?

TS: I believe this is the beginning of my fourth week, yes.

GF: Okay. Can you just describe the mission of the Crime Suppression Team?

TS: Basically we focus on addressing areas throughout our division that are having issues with narcotics, gang activity, violent crimes. Recently we've been trying to address the issues we've had with stolen vehicles and we had a rash of burglaries where we tried to address those areas. Tried to focus on the problems that the community complains about.

GF: Are you routinely assigned to answer radio calls?

TS: No. Not on CST.

GF: Okay. And is this a uniform assignment?

TS: Yes.

GF: Okay, and you drive marked police vehicles?

TS: Yes.

GF: Okay, and that was the case on the 11th. Is that correct?

TS: Yes.

GF: Okay. The night of the 11th, did you become involved in an operation near 110 Pagel Street?

TS: Yes.

GF: Can you go ahead and describe for us what was going on and what your role was?

TS: [REDACTED] Pagel Street we've had, we received info a couple of weeks ago regarding a lot of gang activity at the house. Uh a possible parolee-at-large who was coming and going from there. We've sat there and watched the house looking for that individual numerous times. Last Friday we actually had a pursuit where we were sitting on that house waiting for a known target that had a federal felony warrant. We had an undercover. Basically just one of us undercover watching the house so he led us on a pretty long pursuit. Ended up getting him into custody. We've stopped numerous other known gang members and felons coming to and from the house. So we sit up there on the house. SERRANO and I set up about a block, I would say east of the house, just east of Woodman.

GF: Okay. It's safe to say that you were familiar with this house prior to going out there. Is that true?

TS: Yes.

GF: I'm looking for a rough estimate. How many police related contacts have you had with individuals who are associated with that residence?

TS: Just in the last three weeks I would estimate ten to fifteen.

GF: And you said you were riding with Officer SERRANO that night. Correct?

TS: Yes.

GF: Okay. And are the two of you regularly partnered together?

TS: No.

GF: No, okay. Who are you normally partnered with?
TS: Officer CAMERON, but it was Officer BOGGEMAN's second day so Sergeant JOHNSON made the call to put him with CAMERON just to get him... kind of help him learn from him as well.

GF: Okay.
TS: So he could get him some time with everybody.

GF: Okay. So Officer CAMERON is your typical partner but on this one...it was Officer SERRANO that particular day. The two of you were riding together. Correct?
TS: Yes.

GF: Okay. And was it just the two of you? Just you and Officer SERRANO involved in this operation over off of Pagel, or was this the whole team that was involved?
TS: It was the whole team. Just three, three total units.

GF: Okay. And why don't you go ahead and continue with where you guys were positioned and what your role was.
TS: We were on Cielo, east of Woodman. We had blacked out, turned our lights off. Pulled off the street and kind of parked on the north side of the street, on like a dirt shoulder. We had visual on the front of the house, just so we could see cars coming and going. Trying to watch for cars that were coming, making stops, picking up what could be considered picking up dope or anything else. There were a lot of cars. We had done the drive-by there earlier and it was more cars and more activity in front of the house than I've ever seen. So we'd been working it. So we sat there and were observing it. WOLFF and ROJAS took a position to the west of the location. CAMERON and BOGGEMAN were north of us so we could cover all three ways in and out of the place. We were calling out cars that were making frequent stops or people that we saw leaving the house. As we're doing that, I see a car turn on. See the brake lights and the reverse lights, from that driveway of that house. I see the car back up. Does not come south on Pagel where we could see the intersection. Another car, which was a black Dodge Challenger, makes a U-turn, pulls in behind it. On our radio, on our own Tac, I tell BOGGEMAN and Ryan CAMERON, "Hey two cars are leaving. The first one's gonna be a small gray car. It came out of the driveway". Okay, they ended up going, trying to follow the cars. Basically they put out something along the lines of "It looks like they're doing counter surveillance with the way they're taking side streets." And the last thing they said was that the Acura had just ran that stop sign which...or blew the stop sign really was the term, which to us told us okay, it's probably a pursuit. Then it went radio silence. We had no idea of where they were, but we could hear the siren. We're asking them over our Tac over and over, you know, "Where are you? Where are you?" We can hear the siren. It's getting closer, but we don't know, you know, we don't know where they are. So SERRANO and I then jump into the intersection of Woodman and Cielo. And we're waiting there to see if they come back up Pagel, or if they come down Benson and hit Woodman so that we know which way to go. As we're waiting, it keeps getting closer. We see headlights coming up Pagel. Behind that we could see the lights cause it's dark. You can see the lights bouncing off the cars in the buildings. So we take off, we get

behind CAMERON and BOGGEMAN. As soon as we do that, the suspect pulls into a driveway on the north curb-line. I would estimate maybe 50 to 100 yards, west of the original target house. We pull up. I see Officer CAMERON and Officer BOGGEMAN running towards the car. Which to me made me think that the driver had bailed out of the car and was running. So, I thought it was going to be a foot pursuit. I'm running up towards the car and he puts it in reverse. Backs up nearly hitting Officer CAMERON. Nearly hitting our patrol car as well. So, they're a little ways away from their car. SERRANO is still next to our car. I jump back in the passenger seat. The driver takes off westbound on Cielo.

GF: Okay. Let's talk about that incident there in the driveway just a little bit. Now were you the driver officer or the passenger officer in your car?

TS: Passenger.

GF: Okay. So you're the passenger officer and you see the suspect vehicle pull into this driveway?

TS: Yes.

GF: And then you saw Officer BOGGEMAN and Officer CAMERON get out of their vehicle and Officer CAMERON goes up near the driver side of the car? Is that correct?

TS: I just saw him take off running.

GF: Okay.

TS: We didn't have visual of the car because it pulled in next to another car that was in the driveway. So I can't see if the guy is already out and running.

GF: Um hmm.

TS: And that's why CAMERON and BOGGEMAN are running. That was what I thought.

GF: Um hmm.

TS: You know as soon as I saw him running, I thought he was bailing and I, you know, I wasn't gonna sit in the car so I took off running to go help him out. And that's when the car started backing up. I saw Officer CAMERON kind of jump out of the way of the vehicle.

GF: Okay. When you saw Officer CAMERON and you said the car started backing up, where was Officer CAMERON positioned in relation to the car?

TS: I believe he was off the back driver's side, kind of by the rear, the rear of the driver's side door.

GF: Okay, so was it a four door or two door?

TS: Two door.

GF: So he's just behind where the driver would be seated then?

TS: Yes.

GF: Is that correct? Near that door?

TS: (Nods in the affirmative).

GF: Okay. And so he's got the car. The car itself now would be to the right of him?

TS: Um hmm.

GF: What was to the left of him? Do you know? Or anything?

TS: To the left of Officer CAMERON?

GF: Um hmm.

TS: I don't know. I would... I don't recall.

GF: Okay.

TS: I would think it's the yard, but I'm not one hundred percent.

GF: Okay. And then you said that the vehicle then started to back up and that you thought he was going to hit Officer CAMERON?

TS: Yes. Because he had the wheel turned. The whole...it just, it didn't back straight out. It swung, you know, the front end swung around cause he had the wheel turned to the right.

GF: Okay.

TS: Cause he backed out in the street.

GF: Was there anything behind the suspect that would have prevented him from simply backing straight up?

TS: No.

GF: Okay. How close did he get to Officer CAMERON?

TS: I was not close enough to judge a distance. I just saw where the front end of the car was going to where Officer CAMERON was.

GF: Um hmm.

TS: Might want to estimate he was within probably four or five feet.

GF: Okay. Did Officer CAMERON change his position?

TS: I don't know. I don't know.

GF: Did you see him try to move to avoid the car or anything like that?

TS: I saw him move.

GF: Okay.

TS: Yes, actually.

GF: Can you describe that?

TS: He jumped back into I believe it was left to get basically away from him where the car, the path of the front wheels.

GF: Um hmm. Okay. And then after the car backed out and then at that point you say you guys, you and Officer SERRANO then get back into your car as well?

TS: Yes.

GF: Okay. And what happens next after that?

TS: We assume the number one position. We're right behind the vehicle. He's taking off westbound on Cielo at a high rate of speed. I'm trying to put it out on the radio, the direction. But at the same trying to get my seatbelt on. And our car apparently, I mean it's an older car but the seatbelt would not budge. I'm yanking on it as we're coming....cause we're going through. When we make the turn on Benson it's a very sharp turn...or on 65th I mean. Going north on 65th. It's a very sharp turn. And there's traffic sitting there at the stop sign, trying to yield to us. So I'm putting out the directions as best as I can while trying to get buckled in before it ends up getting too high speed. We go north on 65th. We make a turn to go east on Benson. End up going south again on Pagel, right in front of the target address. As we get to the top of Pagel, the driver makes a very hard left U-turn. There's a, basically it looks like years of people driving through their own yard have turned it into a makeshift driveway. He makes a hard left U-turn and goes, kind of drops off the road down into that yard. We followed. He came through the driveway and when he hit the street, for some reason his car kind of made a hard right hand turn. I don't know if it was sliding or not, but he ended up hitting a parked vehicle. I guess right in front of [REDACTED] I think was the address on Pagel. We stopped. The vehicle was stopped for a second. Got out. Giving him commands. Normal "hot stop". He backs up once and hits the vehicle. Kind of rolls forward a little bit. Backed up again and had turned the wheel to go, basically to avoid our car, instead of hitting our car again. Off to the left of our vehicle, Officer SERRANO was there, you know, on the driver's side. And behind him are two parked vehicles. The car's coming towards him. He's got nowhere else to go so I opened fire. If he would continued backwards, he would have hit SERRANO. There's nowhere for him to go. There's a parked car right there, so I opened fire into the vehicle.

GF: Okay.

AM: Sorry, nowhere for SERRANO to go?

TS: Yes.

GF: Okay. Let me go back over just a couple of things here.

TS: Okay.

GF: You had mentioned that you had previously heard the siren of Officer BOGGEMAN and Officer CAMERON's car correct?

TS: Yes.

GF: Okay. Now when you became engaged in this pursuit with Officer SERRANO, did you guys have your lights and siren on?

TS: Yes.

GF: Okay. So when you now became the primary unit in the pursuit, you've got your lights and sirens going correct?

TS: They were....once we got in behind them, we turned them on.

GF: Okay.

TS: And never turned them off.

GF: Okay. Now and you said that the suspect vehicle winds up striking a parked car and then at that point, that's when you guys are now right behind the suspect vehicle?

TS: Yes.

GF: And that's when you got out of your car correct?

TS: Yes.

GF: Okay. When you got out of your car, you're the passenger officer?

TS: Correct.

GF: Where did you position yourself?

TS: I stepped out of the vehicle, walked around my door towards the front of the vehicle. Just because of the way the vehicle was parked, I wanted to get eyes in, or be able to get sight of the driver himself. Um, the passenger window was down. I can see him as we're giving him commands, and that's when he backed up. Once he backed up and hit the car, I moved to get behind our car because where I was at was kind of a spot where...I was in a position where I thought that if he turned hard right and went forward, I was gonna be in a spot where he could hit me. So I moved back to the side of our vehicle instead. And that's when he put it in reverse again and backed up again.

GF: Okay. So you describe him backing the car up twice?

TS: Yes.

GF: Okay. I think you said the first time the car hits the front of your patrol car. Is that correct?

TS: Correct.

GF: Okay. I just want to make sure I'm clear. I think you said that when he backed up the first time, he backed up kind of straight into the car. Is that correct?

TS: Yes. He had turned the wheel....the second time he backed up, he had turned the wheel in a different direction.

GF: Okay.

TS: To avoid our car.

GF: Let's get to that in a second. But the first time he backed up, the car was coming straight back? Or do you even know?

TS: I don't think it was coming straight back. I think his wheels were still turned.

GF: Okay. And the second time he's coming back, you said the wheels were turned?
TS: Yes. He had turned the wheels....

GF: And so kind of both times?
TS: Yes.

GF: Was it more distinctive the second time?
TS: Yes. The second time the wheels....he had turned the wheels to the left which made me think that he was trying to avoid our car, but was also gonna put him in a path to hit where SERRANO was.

GF: Okay. And where was SERRANO?
TS: SERRANO had moved up to the, off of the driver's side of the vehicle, kind of the front driver's side.

GF: Okay. And you had referenced at one point hearing commands being given?
TS: Yes. SERRANO gave commands. I gave commands.

GF: Like what?
TS: Telling him to show us his hands. Turn off the vehicle. I probably told him to show me his hands I would say four or five times.

GF: Okay.
TS: SERRANO was yelling the same thing.

GF: Okay. Were you able to actually see him inside the car at this point?
TS: Yes.

GF: Okay.
TS: When he backed up the first time, I had a clear view of him. Lights were on. I mean it was, I could see him very clearly.

GF: Okay. Did you see his face?
TS: Yes.

GF: Did you recognize him at all?
TS: No.

GF: Okay. Could you see what he was doing inside the car?
TS: I could see him looking back at his, looking at the mirror as he was trying to back up. That was about it. I mean I could see him driving but that's about it.

GF: What do you mean by you could see him driving?
TS: I could see his hand on the wheel. I think he had his hand on the shifter. And he was looking. I don't remember if he was looking at the mirror or if he was looking over his shoulder.

GF: Okay.
TS: Like looking at the passenger...

GF: And when you were describing looking, you're kind of looking over your left shoulder?
TS: Yes.

GF: You could see him looking in the mirror and looking over his left shoulder. Is that accurate?
TS: Yes.

GF: Okay. And you had described that the vehicle backed up the first time, hit the front of your patrol car?
TS: Correct.

GF: Okay. And then it backed up a second time and this time you said the movement was even more pronounced towards, in the direction of where Officer CAMERON was positioned. Is that correct?
TS: Uh SERRANO.

GF: I'm sorry. Where Officer SERRANO was positioned? Correct?
TS: Yes that's correct.

GF: Okay. And then what did you do?
TS: I shot.

GF: Okay. And how many rounds did you fire?
TS: Approximately five. I don't know.

GF: Okay.
TS: Exactly.

GF: What was your point of aim when you fired? What were you firing at?
TS: Basically the bottom of the rear windshield. Bottom right corner and then kind of where the pillar was. Trying to aim where I thought he would be.

GF: Okay and what was going through your mind when you made the decision to fire?
TS: If he continues to back up, he's gonna run over SERRANO.

GF: Okay. Where you....where were the other officers positioned at this point?
TS: I don't know.

GF: Okay.
TS: I saw where SERRANO got out at first, and once he backed up, I was focused on the car. I didn't see them.

GF: Okay. Were you concerned about a danger to yourself as well? Or was it to Officer SERRANO?

TS: Officer SERRANO.

GF: Okay. Do you know how many rounds you fired?

TS: I don't know off the...I checked to see if my mag still had rounds in it and that was it. I didn't take the time to count.

GF: Okay. At one point you stopped firing obviously?

TS: Yes.

GF: Why'd you stop? What caused you to stop firing?

TS: He was no longer backing up towards us. The vehicle was starting to slowly roll forward. I didn't think it was a threat to our lives anymore at that time.

GF: Okay. What happened next?

TS: We took cover behind...I moved to, behind a different car so, the parked car that he actually hit originally, so I could have a decent spot of cover so that if he backed up, I was gonna, you know, put myself in a position where I'm not going to get hit. But at the same time I can, if it did become a threat, I can still engage him.

GF: And how long did you stay in that position?

TS: It felt like forever. I would say probably five to ten minutes.

GF: Okay. Did you see any movement inside the suspect vehicle?

TS: No.

GF: Okay. And did all four of you kind of maintain your position at that point?

TS: Yes.

GF: Similar to what you're describing?

TS: Yes.

GF: Okay. And what was the thought process behind that?

TS: We're gonna hold, basically wait until we have a canine. We're not going to walk up to that vehicle when he's already tried to hit one of us and put ourselves at risk again, and you know, essentially force his hand. We have...my thought process is we have a canine and we have that unit for a reason. We're gonna use him for something like that. It's not worth putting, you know, an officer's life at risk when we can put a dog out there.

GF: Okay. And eventually did the car get cleared?

TS: Yes.

GF: Were you a part of the operation?

TS: No. Not to clear that.

GF: Okay. Did someone relieve you of the position that you were in?

TS: Yes.

GF: Okay. At what point in all of this did you activate your body camera?

TS: Um, after we'd finished shooting I realized that it wasn't on. I needed to turn it on.

GF: Okay. Was there any reason why you didn't activate it beforehand?

TS: I didn't even think about doing it in the car. I was really focused on putting my seatbelt on. I was actually yelling at SERRANO that the damn seatbelt wouldn't work. After the pursuit we had last Friday which, you know, the guy was doing, he was going very fast...that I'm not trying to die out there and I wanted a seat belt. Get into a crash and get killed that way, so....

GF: Okay. And as the passenger officer during the course of the pursuit, do you have a responsibility for putting things out over the air?

TS: Yes.

GF: Okay. And were you doing that as well also?

TS: As best as I could. Yes.

GF: Okay. Did you ever put the plate of the suspect vehicle out over the air?

TS: I did not. I don't recall if Officer BOGGEMAN or CAMERON did or not. But I did not put it out.

GF: Okay. It turned out the vehicle was stolen.

TS: Okay.

GF: But were you aware of that during the course of the incident?

TS: No.

GF: Okay. All right. Lieutenant?

MDT: In relation to the police car, your own car.

TS: Yes sir.

MDT: Where were you in position...in relation to the car when you fired at the threat?

TS: I was standing basically right next to the spotlight. I believe when I moved back, the door, my door was shut.

MDT: Umm hmm.

TS: So I was essentially standing right at the, at the kind of the crease where the door would open.

MDT: Okay. So you're in front of the door then? Or outside the door?

TS: Yes. Yes.

MDT: Okay. And now, and the reason you guys, if I heard you correctly, your initial thought when the vehicle impacted the parked car?

TS: Yes.

MDT: Were you guys thinking he was gonna foot bail as far as...I think that's what I heard?

TS: Are you talking about the actual....

MDT: The suspect.

TS: The last crash?

MDT: The last crash, right.

TS: Okay. Yeah. I didn't know if he was gonna bail, but the car sat there. I mean it wasn't moving.

MDT: Okay.

TS: I thought maybe he was gonna get out and run or at least get out and give up. But I don't like. I didn't want to stand back and not be able to see in the vehicle. I'd rather be able to see where his hands are. And I'm telling him to show me his hands and I'm in a position where I can't see them. I won't...if he's gonna try to show me his hands, I want to be able to see them.

MDT: Umm hmm.

TS: You know, just for officer safety reasons.

MDT: All right. So on your side of the vehicle, were you aware of any other officers that were close to you?

TS: No.

MDT: Okay. And the last one, do you remember or did you hear other rounds go off?

TS: Yes.

MDT: Before or after you shot? Do you remember?

TS: Kind of during, or throughout I should say.

MDT: Okay. And do you remember how many other additional shots you heard?

TS: No. I didn't count really.

MDT: Okay. Any idea like around the same as you? Additional? Before?

TS: I would say probably similar.

MDT: Similar? Okay. And how about when the shots ended? When you stopped firing, did you hear any shots after that?

TS: I don't think so.

MDT: Okay. I have nothing else.

GF: The suspect vehicle you said stopped there on Pagel after it struck a parked car. Is that correct?

TS: Yes.

GF: Okay. And Pagel's a north/south street, correct?

TS: Correct.

GF: Okay. Was there any sort of obstruction in front of the suspect vehicle after he stopped?

TS: I mean he was still very close if not touching that parked vehicle.

GF: Okay.

TS: And at a kind of northeastern angle.

GF: Okay.

TS: But I mean if he, when he backed up and hit us the first time.

GF: Umm hmm.

TS: If he wanted to continue to flee, there was nothing in his way. There were no other police cars to the north of him. He had every opportunity in the world to leave and, you know, continue the pursuit I guess. But he made a choice to essentially try to run my partner over.

GF: Okay. Anything else?

MDT: Nothing else for me.

GF: Mrs. MARGOLIS?

AM: No.

GF: Okay. Officer STERLING, is there anything that we haven't discussed that you think is important for us to know?

TS: No. Not that I can think of.

GF: Okay. I've got 1308 hours.

END OF INTERVIEW.

Reporting Detective Sgt. Gregory Flood I.D. 4873 Homicide Team: II
Approved by: Lt. Ray Valentin #4398 Date of this report: 06-07-2016 Time: 1230 Hrs.

OFFICER INVOLVED INCIDENT CHECKLIST

LAST NAME: STERLING FIRST: TREVOR MIDDLE: ANDREO

Age [REDACTED] D.O.B. [REDACTED] Height 5'6"

Weight 160 Hair BRO Eyes BRO

Police ID # 6955 Badge # 4610

Date of Hire 4/23/12

Assignment SE CST

Supervisor SGT. JIM JOHNSON

Length of Assignment 4 WEEKS

Unit # 454 Q Equipment # 6684

Work Hours 1400-2400 Days Off SMT

Hours of Sleep Prior to Shift APPROX 7 HRS.

Right/Left Handed R. HAND

Eye Sight [REDACTED]

Glasses? Yes [REDACTED] No [REDACTED] Contacts Yes [REDACTED] No [REDACTED]

Glasses or Contacts Worn? Yes [REDACTED] No [REDACTED]

Illnesses [REDACTED]

Medications? Yes [REDACTED] No [REDACTED] Date [REDACTED]

Time [REDACTED] Type/Amount [REDACTED]

Have you consumed any alcoholic beverages in the last 24 Hours? If so Type NO

Quantity [REDACTED]

INJURIES/COMMENTS:

Protective Vest

Worn? Yes [REDACTED] No [REDACTED]

Front Panel? Yes [REDACTED] No [REDACTED]

Back Panel? Yes [REDACTED] No [REDACTED]

Primary Weapon

Make Glock Caliber 9mm

Serial # [REDACTED] Model # 17

Department ☐ Personal ☒

Department [REDACTED] Personal [REDACTED]

If weapon is an automatic, was it carried with a round in the chamber?

Primary Weapon Yes [REDACTED] No [REDACTED]

Secondary Weapon Yes [REDACTED] No [REDACTED]

Carbine Yes [REDACTED] No [REDACTED]

Number of rounds carried in magazine or cylinder?

Primary Weapon 17

Extra magazines or speed loaders? Yes [REDACTED] No [REDACTED] Quantity [REDACTED]

Have you altered your weapon? Yes [REDACTED] No [REDACTED]

If so, how?

Less Than Lethal Force Used? Yes ☐ No ☐

OCN (Pepper Spray) ☐ Baton ☐ ASP ☐

Nunchukas ☐ Taser ☐ Beanbag ☐

Other ☐

SGT. GREGORY FLOOD
Sergeant

05/13/16
Date:

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)
TIME (occurrence): 2128 Hours
LOCATION: 100 Pagel Place, San Diego, Ca
SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

SERRANO, David Rene
SDPD ID #6912
Date of Hire 12/16/13
Southeastern Division Crime Suppression Team
DOB: [REDACTED]
H/M, 5'08" Tall, 160 Pounds

Interview of Officer David SERRANO #6912

On May 11, 2016, at 2159 hours, I was off duty when I received a phone call from Acting Lieutenant DEL TORO #4754 notifying me of an officer involved shooting at 100 Pagel Place. I called Detectives BALES #5873, WARRICK #4199, CLENDENEN #6236, YANKOVICH #5526 and Mario PEREZ #6312 and directed them to respond to the scene. Crime Scene Specialist (CSS) SOUTHERLNAD #8841 and Criminalist CORDES #8328 were notified and respond as well.

I arrived at the scene at 2253 hours.

At 2323 hours, Sergeant RUVIDO #5509 conducted a briefing on the incident. He said that Southeastern Division Crime Suppression Team Officers Shawn BOGGEMAN #7160, David SERRANO #6912, Trevor STERLING #6955 and Ryan CAMERON #6864 were conducting surveillance of [REDACTED] Pagel Place. The officers saw Thongsoune VILAYSANE leave the residence and drive off in a silver Acura Integra. Officers CAMERON and BOGGEMAN saw VILAYSANE fail to stop for a stop sign. The officers attempted to conduct a traffic stop but VILAYSANE refused to pull over. A pursuit ensued. Officers CAMERON and BOGGEMAN were joined in the pursuit by Officers SERRANO and STERLING. VILAYSANE collided with a parked car along 100 Pagel Place. The four officers got out of their vehicles and attempted to conduct a high risk vehicle stop. VILAYSANE reversed direction, driving back towards

the officers. All four officers fired. VILAYSANE was pronounced dead at the scene. Sergeant RUVIDO said all four officers were standing by at the Southeastern Division sub-station.

At approximately 0135 hours, Officers SERRANO, STERLING, CAMERON and BOGGEMAN returned to the scene and participated in a "walk through" of the shooting. Each walk through was conducted independently. Attorney Amy MARGOLIS accompanied each officer. Detective BALES recorded each walk through on digital audio. All four officers were then taken to SDPD Headquarters for further processing. Through Attorney MARGOLIS, all four officers declined to be interviewed that night and requested to participate in a voluntary interview on May 13, 2016.

On May 13, 2016, at 1005 hours, Acting Lieutenant Del Toro and I interviewed Officer SERRANO in a conference room within the Homicide Unit office. Attorney MARGOLIS was also present. The interview was recorded on digital audio. I later copied the recording to a compact disc and impounded the disc in the Headquarters Property Room.

Officer SERRANO said the following:

MDT: Manny DEL TORO, Acting Lieutenant – Homicide Unit

GF: Gregory FLOOD, Sergeant – Homicide Unit

AM: Amy MARGOLIS – POA Attorney

DS: David SERRANO, Officer – Southwestern Division

GF: Okay, it is May 13, 2016. We're in an interview room within the Homicide Unit Office. This is Sergeant Greg FLOOD, ID #4873. Also with me is Acting Lieutenant DEL TORO and we are with David SERRANO and David's attorney, Amy MARGOLIS. David as we kind of get started here, I just want to go over preliminarily with you; you are represented today by Mrs. MARGOLIS. Is that correct?

DS: Yes.

GF: Okay and you've had a chance to consult with her prior to this interview?

DS: I did.

GF: Okay and it's my understanding that you're here voluntarily correct?

DS: Yes.

GF: Okay. No one has ordered you to be here and talk with us today. Is that correct?

DS: That's correct.

GF: Okay. So hey David I just want to go over our checklist here first of all.

DS: Okay.

GF: We'll get going on that. The last name. How do you spell your last name?

DS: SERRANO, S-E-R-R-A-N-O.

GF: And David, D-A-V-I-D?

DS: Yes sir.

GF: Okay. And what's your middle name?

DS: Rene.

GF: R-E-N-E?

DS: Yes sir.

GF: Okay. How old are you?

DS: [REDACTED]

GF: Your birth date?

DS: [REDACTED]

GF: And how tall are you?

DS: 5'8".

GF: How much do you weigh?

DS: 165.

GF: What color hair do you have?

DS: Black hair.

GF: Black? Brown eyes?

DS: Brown eyes, yes sir.

GF: What is your ID number?

DS: 6-9-1-2.

GF: Do you know what your badge number is?

DS: I think it's 4-7-5-2.

GF: What's your date of hire?

DS: I've had two date of hires. The first one was December of 2011 and I returned back on 2012, I believe on November.

GF: What is your current assignment?

DS: Currently assigned to the Southeastern Crime Suppressions Team, uniformed.

GF: Who's your supervisor?

DS: Sergeant JOHNSON.

GF: How long you been on that team?

DS: Since last September. So 09 of 2015.

GF: Do you have a standard unit number?

DS: 454Q.

GF: Okay and was that the unit you were the night of the incident?

DS: Yes sir.

GF: Okay. Do you remember what equipment number you were driving that night?

DS: As far as my vehicle?

GF: Yeah.

DS: 6-6-4-8.

GF: What were your work hours?

DS: 2nd Watch, 2:00 to 12:00.

GF: What about your days off?

DS: Days off, Saturday, Monday, Tuesday.

GF: Saturday?

DS: Oh I'm sorry. Sunday, Monday, Tuesday.

GF: Okay. Those are ugly days off man. How many hours of sleep did you get prior to your shift on the 11th?

DS: Close to nine, ten hours.

GF: Are you right-handed or left-handed?

DS: Right-handed.

GF: What's your eyesight?

DS: [REDACTED]

GF: Okay.

DS: [REDACTED]

GF: Okay.

DS: [REDACTED]

GF: [REDACTED]

DS: [REDACTED]

GF: Okay. Have any illnesses?

DS: [REDACTED]

GF: Take any medication?

DS: [REDACTED]

GF: Had you had anything alcoholic to drink in the 24 hours before the incident?

DS: No sir.

GF: Were you wearing your vest that night?

DS: [REDACTED]

GF: Okay. [REDACTED]

DS: [REDACTED]

GF: What is your primary duty weapon?

DS: Glock Gen 4, 17.

GF: What caliber is that in?

DS: Nine.

GF: Do you know what your serial number is?

DS: I do not.

GF: Okay. Is that a Department weapon? Or is that your personal weapon?

DS: Department weapon.

GF: Uh, do you carry a backup?

DS: [REDACTED]

GF: Is your Glock chambered with one in the chamber?

DS: Yes sir.

GF: And how many rounds to you have in the magazine?

DS: One in the chamber and then 16, so 17 total.

GF: Did you have any extra magazines that your carry?

DS: Two in my holsters so...

GF: Okay so two extra magazines on your belt?

DS: Yes sir. Sorry, I apologize.

GF: Okay. Are those also carried with sixteen?

DS: Yes sir.

GF: Okay. Have you altered your weapon in any way? [REDACTED]

DS: [REDACTED]

GF: Okay. [REDACTED]

DS: [REDACTED]

GF: Okay. During this incident, was there any less than lethal force that was used as far as any batons, tasers, anything like that?

DS: No sir.

GF: Are you issued a body camera?

DS: I am.

GF: And prior to this interview, have you been given an opportunity to look at the video from the incident?

DS: I did.

GF: And did you only look at your video?

DS: Yes sir.

GF: Okay. Officer SERRANO I want to take you back to the night of May 11th. Now you'd mentioned that you work on the Crime Suppression Team correct?

DS: Yes sir.

GF: Okay. Can you just briefly describe the duties and the responsibilities of the team?

DS: Yes sir. It's a uniform assignment. We drive around in a marked patrol unit, specifically our units are designed is we have [REDACTED]

[REDACTED] Especially considering some of these operations that we work with. We handle no radio calls and so our primary objective is just to go out and be proactive, whether it's conducting traffic stops, pedestrian stops, bike stops. We assist with other specialized units. So for example if Gangs is needing to look for a particular suspect for an incident that took place prior, we would go out there and assist them and we'll set up and we would conduct the same matter, a traffic stop, a pedestrian stop. Also conduct a 4th waiver probation/parole searches and various things like that.

GF: Okay. And you said you've been on that team since September?

DS: Yes sir.

GF: Okay. Now are, do you work with a partner regularly or do you guys switch things up?

DS: I, I, I had a regular partner until recently. He since then went back to patrol, so my current partner is Trevor STERLING.

GF: Trevor STERLING?

DS: Yes sir.

GF: Okay and is that like, kind of a permanent partnership thing so to speak? Do you guys, are you guys partners pretty much every night?

DS: Yeah. As far as what's been told to me.

GF: Um hmm.

DS: I was supposed to be assigned to him forever long and if things were subject to change, depending on who left the team or what have you, then I would probably have another partner.

GF: Okay so you had a regular partner before?

DS: Yes sir.

GF: He left and then Trevor was assigned to be your regular partner after that?

DS: Yes sir.

GF: Okay. And the units, how many officers are on the team?

DS: There's a total of six officers and there's two per each patrol unit

GF: Okay, and do those two officer units all work independent of each other? Or is there more of a team element that goes on?

DS: A team element.

GF: Okay and the night of the 11th, had you been given some information regarding [REDACTED] Pagel Street or Pagel Place excuse me?

DS: Yes sir.

GF: Okay.

DS: Detective TEWS from Gangs had told us that there had been several individuals from various Laotian and Vietnamese, as well as Filipino gangs coming from there, specifically "OKB" Oriental Killer Boys which is predominately in an area off of Market and Euclid, in that general vicinity. However, for some reason they have that actual house to be some type of hangout for a lot of those guys. Also for other individuals that we've come across from like, such as Tiny Oriental Crew or Crips and I think Samoan Bloods as well.

GF: Okay. And you had mentioned that specifically Detective TEWS had given you some information about that house?

DS: Yeah.

GF: Did you have your own personal experience or information regarding that house as well also?

DS: Yes. We had been targeting that particular residence as a result of all the individuals that we had come in contact. Prior to the night that whole incident took place, we had stopped two individuals that had come from the house of [REDACTED] as well as another individual during a traffic stop. Noticed one of the individuals was on Federal parole. The other was on probation. Later to reveal that that person, [REDACTED] was actually an escapee. Didn't know at the time. We tried to make an effort to contact Federal parole but there was no luck there. We actually as you rewind or fast forward, or I should say rewind on last Friday, we were told that [REDACTED] was supposed to be coming and going from that residence and also being wanted by U.S. Marshals so.

GF: Do you know how to spell his name? His last name?

DS: I think it's [REDACTED]

GF: So you had had previous history with that residence as well as what you'd been told from Detective TEWS correct?

DS: Yes.

GF: Okay. Is...over all and I'm looking for an estimate here, how many police related contacts had you had with individuals associated with that house in some manner?

DS: At least anywhere from six to ten individuals because we had seen so much activity of vehicles, pedestrians leaving that residence. So we had to try and made every effort to stop who was coming and going from that house. Partly because we wanted to at least see if we can have somebody that resided there with a 4th waiver and potentially conduct the compliance check and see what we could retrieve from there. But I would say, yep, anywhere from six to ten individuals that we've come in contact with and all of them having priors for weapon violations, drug sales, as well as gang ties to Oriental Killer Boys, as well as at TOC and Samoan Bloods.

GF: Okay. Just with what you described, is it safe to say that you've been trying to gather intelligence on who lives there and the comings and goings on that location?

DS: Yes.

GF: Okay. The night of the 11th, did you come to conduct a surveillance at that location?

DS: We did.

GF: Okay. Why don't you just walk us through that?

DS: At the time I was with Officer Trevor STERLING and I had told the team as we were leaving Southeastern Division, we had just finished having lunch and I said, "Hey, I'm gonna take a drive by and see if there's any activity because we had just gotten to that recent pursuit last Friday. So myself, Trevor, we're traveling westbound on Cielo just passing the target residence which is located on [REDACTED]

[REDACTED] We noticed a bunch of vehicles. I, in fact, saw that the garage door open was slightly lifted, lights on and you could see there were some shadows, which indicated that there were some people standing by the edge of the garage door. Past by, had notified the team. I said, "Hey, they're some pretty good cars here. We may want to just kind of hang out and see what we can stop here." I went ahead and I turned back around, positioned myself on Cielo, just east of Woodman on the north curblin. I was able to kind of get a good vantage point considering that area has some pretty bad poor lighting. We were able to kind of conceal ourselves with the darkness. And so we saw some vehicles coming and going and at the time Officer CAMERON and Officer BOGGEMAN, as well as Officers ROSS and WOLFE, they went ahead and staged in different areas, just to kind of contain. So at least we had an advantage of what vehicle was coming in what direction.

GF: Okay. Was the position that you were in one where you had actual eyes on the residence?
DS: Yes sir.

GF: Okay. And were you the driver officer or were you a passenger officer?
DS: I was driving at the time.

GF: Okay. And then the other units started to stage around the area as well too. Is that correct?
DS: Yes sir.

GF: Okay.
DS: So here's a map, to basically give you a good idea. Here's 65th and Edmund which is where Officer WOLF and Officer ROJAS was located. And so, and so Benson and Woodman is where Officer CAMERON and Officer BOGGEMAN were located at. And so we were kind of like the north, or they were the northeast perimeter. ROJAS and WOLFE were the Southwest perimeter and myself and Trevor were the north, or I should say southeast perimeter. So...

MDT: There's another one too (map). I don't know if that one helps any. That's a little bit bigger.

GF: That's...
DS: Yeah, that's, that's...

GF: Pagel right there.
DS: That's, that's Pagel Street.

MDT: Okay.
DS: And so from where we were located off of Cielo, we couldn't get a good vantage point here and see a lot of the vehicles. We had noticed a pickup coming and leaving, as well as another sedan. And so we kind of thought it was odd. Officer CAMERON had mentioned that there could be a strong possibility that they were doing counter surveillance just considering the amount of attention that we were giving them. And so we gave it some time. A few minutes came out after that broadcast from Officer CAMERON. He said he had noticed a gray, like a silver colored Acura with a driver and he was like, "Hey this might be a decent stop". And he goes, "It's going up Pagel from Benson. Can you see if you can maybe get eyes on it?" I'm like, "Okay." Same thing. Kept eyes. We noticed that this area was getting illuminated and that there was some tail lamps so we believed that the vehicle had stopped in front of the target address and stopped there momentarily and then made a U-turn shortly after and then facing northbound. We had said, "Hey, we didn't get eyes on it", but we think it left so Officer CAMERON goes, "Yeah, it's traveling westbound on Benson. We're gonna see if we can light it up". At some point, because we have our own frequency...

GF: Um hmm.
DS: So we're on Tac 5 on Southern. So I hear Officer CAMERON say, "Hey, he just blew a stop sign". They light it up. We hear the sirens. We're waiting for a direction of travel or

any broadcast over the primary, cause typically our protocol is once we're involved in any type of like high risk situation, we try to jump on primary to at least notify other patrol units. And so during the pursuit I back up. I pull alongside the curb and I'm kind of waiting for a direction of travel and I didn't really kind of want to make my way towards the target address unless something was gonna happen. And we hear the sirens and it's coming from the north direction of where we're at. At this point we're staged in the middle of the roadway off of Cielo and Woodman. And Officer Trevor STERLING goes, "Hey, let's start going." I say, "Wait. Let's give it some time." I said, "Maybe he's gonna try to double back." And sure enough as we're waiting, facing westbound on Cielo from Woodman we see the suspect vehicle traveling southbound on Pagel and we see the patrol unit right behind him, which is CAMERON and BOOGEMAN.

GF: Did that unit have its lights and siren on?

DS: It did.

GF: Okay.

DS: So lights, sirens were on at the time. So I immediately activate my lights and sirens. Become secondary in the pursuit. And as we're traveling westbound from Pagel on Cielo the suspect vehicle immediately turns into a private property into a driveway. Stops. I hear, what I hear from CAMERON. He says, "My full belt" and so basically this is the suspect vehicle. Pulls in. Sorry, and this is the, this is Officer CAMERON. I pull right behind the driver's side of Officer CAMERON's patrol unit. I get out. I see Officer CAMERON run out and begin to make an effort to chase the suspect. Because you can see the door open on the driver's side. BOGGEMAN's running along the passenger side of the patrol unit and approaching the passenger side of the suspect vehicle. At that time there was no vehicles here. And so cause we didn't want to be in a position of trying to put my partner in a disadvantage if there was a crossfire situation. So I pulled here. Suspect vehicle immediately reverses. Officer CAMERON is standing here. He immediately like sprints. Like almost, he takes a step and then sprints across and the vehicle comes, almost collides into the front end of Officer CAMERON. And then continues westbound. At that point I manage to jump into my car a little quicker than the rest of the guys cause they're a little further from the patrol unit. Officer STERLING was between both units and I pulled up. He jumps in. Car's open. Car door is open. He jumps in and we continue westbound.

GF: Okay. So you're watching essentially at this point, kind of observing Officer CAMERON trying to interact now with the person inside that car, while, after it pulls into that position, correct?

DS: Yes sir.

GF: Okay. Do you hear any conversation going on? Do you hear anything being said?

DS: I, I, didn't hear anything because of the sirens going on at the time. And since I had jumped in the car faster at that point it was just kind of like noise outside.

GF: Okay.

- DS: And I can see Ryan like pointing forward and I was like, okay, so that's when I continued westbound.
- GF: Okay and you describe the vehicle as...let me back up. You said that Officer CAMERON was approaching the vehicle and the vehicle then began coming backwards. Is that correct?
- DS: Yes sir.
- GF: Okay. And then I think you described Officer CAMERON then sprinting back as well also?
- DS: Yeah.
- GF: Um, could you tell how close that vehicle was to Officer CAMERON?
- DS: I would say no more than a few feet. I mean it was really close and I think had Ryan not been able to kind of get to the edge, because as soon as he saw the lights, he began running back. And so I think had he not seen the lights, he could have easily gotten hit. Just because of the angle of the vehicle and how he was coming. Cause it was right towards his path.
- GF: Okay.
- DS: And so, when Officer CAMERON came between the cars, you could see that the suspect vehicle had just stopped literally inches from the front end of Officer CAMERON's patrol unit and then immediately continue westbound.
- GF: Okay and from your vantage point had Officer CAMERON not switched positions, do you think he would have been hit?
- DS: Oh yeah. Definitely no doubt in my mind I think had he not had the opportunity to jump away, that he would have definitely been underneath that Acura.
- GF: Okay...
- MDT: Let me just clarification. You said west. West on what street?
- DS: On Cielo sir.
- MDT: On Cielo? Okay. And that's the one that's south of Pagel Place?
- DS: Of Pagel. Yes sir
- MDT: Got it. Okay.
- DS: So at that point I jump in the driver's seat. STERLING jumps in the passenger seat. We then pursue the vehicle. Now we become primary. I see the lights behind me and I know Officer CAMERON and BOGGEMAN are behind me so, during the pursuit, he continues westbound, immediately makes the wide northbound turn onto 65th Street from Cielo and I think speeds are anywhere from about maybe forty to about forty-five miles per hour. Cause I remember looking down and Officer STERLING was trying to put on his seat belt. And I had told him. I said, "Hey, we need to put a direction of travel and start getting some updates for the rest of the guys". Cause at the time dispatch was already 10-

4 that the pursuit was going on. And so as we're going northbound on 65th, the suspect vehicle veers into the opposite lane going against traffic. There was no other cars that I saw cause like there was so much debris kicking up and I was like maybe about half a car from the suspect vehicle that as he was continuing, I just stayed on my side of the lane and he just continued northbound. Then he immediately did a quick eastbound turn onto Benson and so at that point I remembered distinctly hitting my, my body camera cause I was like, "Let's get this going", because I immediately thought that he was going to try to make it into Pagel, because that's probably where he resided or where he knew people would try to hide him out. And so since I had my own frequency I could hear Officer ROSAS saying, "Where you guys at? Where you guys at?" And so I said, "Hey, we're eastbound on Benson. We're approaching Pagel. It looks like he's gonna try to go towards Pagel. Let's get some guys there so we can at least get a perimeter." And sure enough we're traveling eastbound on Benson. Speeds are anywhere from about 40 to 50 miles per hour at this point. Suspect vehicle turns southbound onto Pagel and goes up the hill. I'm immediately behind him. At some point you could see him slowing down as he's getting to the very top of the hill towards Cielo, cause there's a downward slope on towards Pagel. And he kind of veers off and he nearly collides into a SUV that's parked on the northeast corner of Cielo and Pagel. And you see him do this fishtail turn and he basically does like a button hook and he jumps, I mean he goes off this like small hill into a dirt hill, or a small dirt, like probably like no more than like two or three feet drop, goes down it and I immediately continue to pursue him. So we both go down and we're going down a...it's kind of difficult to see but there's a small little dirt, like patch that I think it says, "Private Property" for that residence on the east curblane. So now we're facing northbound going down the dirt hill and I noticed that the lights on the suspect vehicle are flashing and I didn't know if it was either dead or he was just kind of like he hit his hazard or something that sparked off those lights that it started flashing. So the vehicle continues going northbound through dirt lot. Immediately does a quick little left hand turn onto a private, out of a private driveway back onto Pagel. I see the suspect vehicle slowing down. It collides into a parked vehicle. At the time as the vehicle collides into the parked vehicle, I see an object getting thrown out of the driver window and I see the hand. And I see it's red with like a silver tab and I was like, "That's kind of odd." And so I jump out the car and at this point I'm about maybe no more than a foot or two from the suspect vehicle. And so I pull behind him. The suspect vehicle's, this, basically at this angle.

GF: It's got...at a little bit of an angle from where you are?

DS: Yes sir.

GF: Okay.

DS: Facing I would say northeast position on Pagel, and I pulled right behind it. I swing out and see the object being thrown out the driver window. I immediately start throwing out commands and I go, "Let me see your hands! Let me see your hands!" And I even cussed at him. I said, "Let me see your fucking hands!" And you can see this and then he dropped his hands and you could see him going through his waistband and he starts doing this. And he looks like he's trying to pull something from the center console. And I'm like, "Let me see your hands! Let me see your hands!" And the car just suddenly goes back, collides into my, my, the front end of my patrol unit. Well at the time my car door

was open cause that's how we're trained to position ourselves to use that as cover. And if in the event of we need to conceal ourselves inside the driver's seat. So the door swings open and now my biggest concern is that the car's gonna come so fast and trap me and now I'm gonna be looking at him and being in a crossfire situation with Trevor on my passenger side and me looking at the suspect. So as the door swings open, I jumped to the side and now I'm in the middle of the roadway. And at this point so if I'm pinned, this is the suspect vehicle. I'm on the driver's side and I'm pointing my firearm about maybe four to six feet and I'm like, "Let me see your hands! Let me see your hands! Let me see your hands!" And he's using his shoulders to kind of conceal his face and he's got the steering wheel with his right hand in with his left hand. He reaches over and he's doing this and I'm like, "Let me see your hands! Let me see your hands!" And I must have screamed that at least ten times. I kept screaming.

GF: When you said that he was doing this, your motioning with your left hand across your body down towards your waist, correct?

DS: Yes sir.

GF: Okay.

DS: Yes sir. So he just keeps doing this and I'm like, "Let me see your hands! Let me see your hands!" And he's kind of looking at me, cause I could see at the corner of his eyes. I know he's looking at me and he turns the wheel this way to try and angle it. Cause how the vehicle was angled it was basically where I was standing. Cause I, I was bumped off in the middle of the road so much that I was like, "Oh shoot, now I'm in the middle of the road." And I couldn't run over onto the other side cause there was a parked car on the west curblin, so I was trapped between the suspect vehicle and the parked vehicle that was on the west curblin. And I'm screaming at him. I'm like, "Let me see your hands! Let me see your hands! Let me see your hands!" And I could hear him gunning. I can hear the engine rev and you could hear "Err" and as he's making his way, at that point I was like, "He's trying to hit me" and so all I thought...I was like, "Oh shit. I'm gonna get fucking hit". At this point I'm like thinking to myself, "Okay, I'm in a position where he's gonna hit me and I had no way of running forward because if he would reversed, he would have caught the attention of me being in front of his car and he would just clip me from there. So at the time I had no other choice and after I gave him so many commands, and him reaching for whatever it was, I started opening fire. Uh, I continued opening fire and I could see the glass break from my right hand side and I can hear somebody saying, "Shots fired! Shots fired!" And I see the suspect jerking around and then immediately he falls over. And at that point when I see him fall over, I stopped shooting. I take a step back and the vehicle basically rolls forward and then comes to rest on the west curblin facing in a northwest position. And I'm still having visual of the driver's side of the vehicle. And I can only see the driver. I don't see anybody else. I'm just so focused on the driver. And so I didn't know if he was down or not, whether I was able to put him down so I stayed at a safe distance and I used that parked vehicle at that point along the driver's side. And I leaned against it and I still had my firearm pointed out. And I realized that my firearm had completed it's mags so I did mag change. And then I looked down and I realized that my body camera was flashing green, and so I hit it again and so I heard a beep finally and Officer Ryan CAMERON approaches from behind me. And he's like, "You okay? You

okay?" And I said, "Yeah I'm fine." I said, "Hey I can't see him". I said, "He turned over to his passenger side." And so we're out there and for the duration of that time, we didn't want to approach the suspect vehicle just because I didn't know if we were able to eliminate the threat. So you know I was like, I don't want to approach it and then suddenly he had the advantage point of managing to use the car door as cover and not get struck by any rounds. So we waited and so I advised the officers. I said over the air, I said, "Hey Sarge, if you're monitoring Tac-5, let's have him patch a primary. And so I said, "Let's go ahead". And so at some point one of the patrol units which I think was Officer ROSAS and WOLFE, they were traveling eastbound on Benson, just north of us. And they were about maybe I'd say twenty yards in front of the suspect vehicle. So we're like, "Hey, watch out for crossfire! Watch out for crossfire." And so I ended up seeing them move us to the side and so I was like, "Hey guys, if there's any units responding, we need units to watch out for crossfire and then we'll set up." And so I said, "Let's get some more units out here for resources and let's get a Canine." And then I remember telling over the air, I said, "Hey if Canine can approach from Cielo onto Pagel, because we're not going to be able to get the dog in a safe way." And so we waited, and as we waited Officer CARDENAS approached me and he goes, "You okay?" And I said, "Yeah, I'm fine." And he immediately put down like a ballistics shield in front of me and I said, "Hey, I'm okay. Let's have CAMERON use that shield" because I was able to kind of conceal myself against the car. And so I could see CAMERON holding the car. And then at the time I saw my patrol unit pulling forward and the car door open and I see Officer DYEMARTIN and he's driving the car and he gets out. And Ryan sinks into the driver's seat and at that time I position myself. And I'm now using the door as cover and I'm pointing my firearm through the driver window. And I can hear some commands like, "Suspect! Let me see your hands! Let me see your hands!" And I even made mention. I said, "Hey, we have one driver. Unknown if he's down, but he's still inside the car." And so...excuse me, Officer CARDENAS goes, "Hey, you know, let me take it from here." And so they pulled me back and then Officer CAMERON was also back. And we let that position go just because Officer CARDENAS already had a long rifle and just because of the distance of where we're at. It would have made no sense if it would have had handguns on it. And so I pulled back and I remember looking. There was another officer posted on that parked vehicle that I was using as cover on the passenger side, pointing directly at the suspect. And so when Canine arrived, they deployed the dog and I could see that there was some...no interaction between the dog and the suspect. So the dog came back and then I could see an arrest team approaching the suspect vehicle and then opening the car door and then pulling the suspect out. And then soon after medics and fire department attended to provide aid for him so.

GF: Okay. You had said kind of at the beginning of the encounter with him when the car was coming back at you. Can you just describe in maybe a little bit more detail the relationship of the car moving and you firing?

DS: As far as when I was opening fire on the driver's side? Or when it initially made impact with the patrol unit?

GF: Why don't you just kind of walk through the car, the movement of the suspect vehicle and then how that impacted your firing?

- DS: Gotcha. So like I said from when he initially backed up, he hit my car causing me to step to the side and now I'm in the middle of the roadway and I was like I said about a few feet from the suspect's driver's side. And I go, and as I'm giving him commands, and I can hear the tire screeching and him trying to make the turn. And like I said all while he was trying to reach for whatever it was on his right side. And I think I was, I could see the car moving and once we continued to fire, that started opening fire, the suspect vehicle was slowly backing up and then it immediately crept forward and then pushed onto the, where it came to rest.
- GF: Okay. And how you're describing it, I just want to be clear. Does the car come back towards you in reverse, once or twice?
- DS: From what I remember, it looked like it was coming once.
- GF: Okay. Okay. And that once is when it hits the, the, your patrol car?
- DS: No. So where I'm standing is where it tried to come back again. So the first time is when it hit my patrol unit.
- GF: Okay.
- DS: And then the second time it came back again as he was trying to...cause he looked like he was trying to hit me.
- GF: Okay.
- DS: I mean just because of how I was standing and how the vehicle was angled, it perfectly could have hit me and had me struck against the parked car. Cause I had no way of getting away.
- GF: So to be clear, to summarize as I'm getting this clear in my mind, it comes back at you twice?
- DS: Comes back...
- GF: The first time...
- DS: Yes sir.
- GF: First time it hits the patrol car and you didn't fire, and then the second time it was coming back, it was coming towards you and that's when you did fire. Is that accurate?
- DS: That's correct sir.
- GF: Okay. You'd mentioned something about an object being thrown out, something with like a red, some sort of a red object that you saw the suspect throw out?
- DS: Yes sir.
- GF: Was that right there where the shooting occurred, or did that happen at some point during the course of the pursuit?
- DS: Right when the shooting had occurred. Just seconds before.
- GF: Do you know what that object was?

DS: At the time it looked red and I was like, "Hey I think he's throwing shotgun shell?, cause I remember STERLING. I was like, "Hey I think he threw a shell, I think he threw a shell or something." And from where Trevor was getting out of the car, I don't think he saw anything but he goes, "Yeah, I think something got thrown out" he goes, "but I didn't pay attention to it." After we had the whole incident take place. And I didn't see where it had landed. I know it landed somewhere in the street, but I didn't see where, exactly where because I was so focused on the vehicle.

GF: Okay. Were you able to actually see the driver? Like see the driver's face at any time during this?

DS: Yeah, I could see the side of his face and I could see the corner. And he was looking directly at me when he was turning the wheel towards me, or towards making that reverse motion so that he could angle his car towards me. But I can definitely see like his cheek bone and the corner of his eye.

GF: Did you recognize him at all?

DS: I didn't recognize him at all at the time.

GF: Okay. Where he stops on the road and then he backs up, where all that occurs.

DS: Um hmm.

GF: It's my understanding that...and what you have said in there at the scene, that the vehicle was facing northbound on Pagel when that all happened, correct?

DS: Um hmm.

GF: Or it was in the general direction of northbound on Pagel when all this happens, correct?

DS: Yes sir.

GF: Where there any obstructions in the road? Any obstructions in his way along Pagel?

DS: No. Because when he hit the car, the car looked like it could have just easily turned and then just continued northbound and so....

GF: So there was nothing blocking his way?

DS: No. There were no patrol units. There were no other vehicles. It was just the open roadway and then that parked vehicle that he hit. Cause he could have easy....this is the way the vehicle was angled. He could have just turned and then continued northbound with no problem. And so when had hit my car and then the initial time when he almost hit my partner after the first initial attempted hot stop, we were like, "Okay, what's this dude trying to do?" I mean he's obviously trying to get away from us. I get that, but is he trying to hurt one of us? Because he was definitely using his car as like a ram, because it didn't matter who was around him, he was just like taking every effort to try and take one of us out.

GF: Okay. Was the suspect's plate ever put out on the air during the course of the pursuit?

DS: When we were staged at Cielo and Woodman and the pursuit was initially going down, we could hear plate traffic going over. But at that point there was so much chatter going on that we didn't hear anything else.

GF: Okay. It turned out that the vehicle had been stolen.

DS: Right.

GF: Were you aware of that during the incident at all?

DS: Not at the time sir, no.

GF: Okay. Lieutenant?

MDT: Yeah, from the time you fired your first one, the threat was...I think you described the vehicle right? You thought you were gonna get pinned?

DS: Yes sir.

MDT: Against the other car. Any other avenues of escape at that point to stop the threat?

DS: No because like I had mentioned, if I would have stepped forward.

MDT: Um hmm.

DS: Then he would have easily turned the vehicle and faced me and hit me from the front end.

MDT: Um hmm.

DS: And because of where I was standing, I had no way of backing up because of how close the parked car was from me.

MDT: Um hmm.

DS: And even if I had backed up, if I would have still jumped over, he would have still clipped my legs and still smashed me. Because this is how he angled the car.

MDT: Right.

DS: And those Acuras, I mean they're pretty compact so.

MDT: Um hmm.

DS: He could have...and the roadway wasn't too wide.

MDT: Yeah.

DS: I mean it was the parked cars and then you probably had no more than what ten to fourteen feet of clearance on both sides, give or take.

MDT: And what other officers, if any, if you were aware of who was close to you at the time?

DS: At the time I could hear Officer CAMERON but I don't know how far he was from me.

MDT: Um hmm.

DS: Because I was probably the closest officer to the suspect.

MDT: Okay.

DS: During the whole shooting.

MDT: Was his presence there consideration in the shooting, or were you just thinking in defense of your own safety?

DS: In defense of my own safety sir.

MDT: Okay. No other questions.

GF: Okay. How many rounds do you think you fired?

DS: I could personally, I thought I had put off about six to eight rounds, but I just kept pulling the trigger because I could see him. And in the moment that I stopped squeezing the trigger is when I saw him fall over onto the passenger side. And that's when I stopped squeezing my firearm.

GF: Okay. Did you reload at all?

DS: I reloaded when I realized that I had finished my magazine. And by then the suspect vehicle had continued going northbound and coming to rest there. And then I mag changed while I was using cover on that parked vehicle.

GF: Okay. Did you ever fire after the magazine change?

DS: No sir.

GF: Mrs. MARGOLIS? Anything?

AM: I don't think. If you can hold on a second. No that's it. Thanks.

GF: Okay. Officer SERRANO, is there anything that we haven't discussed that you think is important for us to know?

DS: No sir.

GF: Okay. I've got 1045 and we will end the interview.

Reporting Detective Sgt. Gregory Flood

I.D. 4873

Homicide Team: II

Approved by: Lt. Ray Valentin #4398

Date of this report: 05-19-2016

Time: 1800 Hrs.

OFFICER INVOLVED INCIDENT CHECKLIST

LAST NAME: SERRANO FIRST: DAVID MIDDLE: RENE

Age [REDACTED] D.O.B. [REDACTED] Height 5'8"

Weight 165 Hair BLK Eyes BRO

Police ID # 6912 Badge # 4752

Date of Hire 12/2011 - 11/2012 (12/16/13)

Assignment SE CST

Supervisor SGT. JOHNSON

Length of Assignment 9/2015

Unit # 454 Q Equipment # 6648

Work Hours 1400-2400 Days Off SMT

Hours of Sleep Prior to Shift 9-10

Right/Left Handed RT

Eye Sight [REDACTED]

Glasses? Yes [REDACTED] No [REDACTED] Contacts Yes [REDACTED] No [REDACTED]

Glasses or Contacts Worn? Yes [REDACTED] No [REDACTED]

Illnesses [REDACTED]

Medications? Yes [REDACTED] No [REDACTED] Date [REDACTED]

Type/Amount [REDACTED]

Have you consumed any alcoholic beverages in the last 24 Hours? If so Type NO

Quantity [REDACTED]

INJURIES/COMMENTS:

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Protective Vest

Worn? Yes [REDACTED] No [REDACTED]

Front Panel? Yes [REDACTED] No [REDACTED]

Back Panel? Yes [REDACTED] No [REDACTED]

Primary Weapon

Make Glock Caliber 9MM

Serial # [REDACTED] Model # 17

Department ☒ Personal ☐

Secondary Weapon

[REDACTED]

Department [REDACTED] Personal [REDACTED]

If weapon is an automatic, was it carried with a round in the chamber?

Primary Weapon Yes [REDACTED] No [REDACTED]

Secondary Weapon Yes [REDACTED] No [REDACTED]

Carbine Yes [REDACTED] No [REDACTED]

Number of rounds carried in magazine or cylinder?

Primary Weapon 16

[REDACTED]

Extra magazines or speed loaders?

Yes [REDACTED] No [REDACTED] Quantity [REDACTED]

Have you altered your weapon? Yes [REDACTED] No [REDACTED]

If so, how?

Less Than Lethal Force Used? Yes ☐ No ☐

OCN (Pepper Spray) ☐ Baton ☐ ASP ☐

Nunchukas ☐ Taser ☐ Beanbag ☐

Other ☐

SGT. GREG FLOOD
Sergeant

5/15/16
Date:

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

BOGGEMAN, Shawn Lee
SDPD ID #7160
Date of Hire 02/24/14
Southeastern Division Crime Suppression Team
DOB: [REDACTED]
W/M, 6'00" Tall, 200 Pounds
Handgun: Glock 17, 9mm, Ser # [REDACTED]

Interview of Officer Shawn BOGGEMAN #7160

On May 11, 2016, at 2159 hours, I was off duty when I received a phone call from Acting Lieutenant DEL TORO #4754 notifying me of an officer involved shooting at 100 Pagel Place. I called Detectives BALES #5873, WARRICK #4199, CLENDENEN #6236, YANKOVICH #5526 and Mario PEREZ #6312 and directed them to respond to the scene. Crime Scene Specialist (CSS) SOUTHERLNAD #8841 and Criminalist CORDES #8328 were notified and respond as well.

I arrived at the scene at 2253 hours.

At 2323 hours, Sergeant RUVIDO #5509 conducted a briefing on the incident. He said that Southeastern Division Crime Suppression Team Officers Shawn BOGGEMAN #7160, David SERRANO #6912, Trevor STERLING #6955 and Ryan CAMERON #6864 were conducting surveillance of [REDACTED] Pagel Place. The officers saw Thongsoune VILAYSANE leave the residence and drive off in a silver Acura Integra. Officers CAMERON and BOGGEMAN saw VILAYSANE fail to stop for a stop sign. The officers attempted to conduct a traffic stop but VILAYSANE refused to pull over. A pursuit ensued. Officers CAMERON and BOGGEMAN were joined in the pursuit by Officers SERRANO and STERLING. VILAYSANE collided with a parked car along 100 Pagel Place. The four officers got out of their vehicles and attempted to conduct a high risk vehicle stop. VILAYSANE reversed direction, driving back towards the officers. All four officers fired. VILAYSANE was pronounced dead at the scene. Sergeant RUVIDO said all four officers were standing by at the Southeastern Division sub-station.

At approximately 0135 hours, Officers SERRANO, STERLING, CAMERON and BOGGEMAN returned to the scene and participated in a "walk through" of the shooting. Each walk through was conducted independently. Attorney Amy MARGOLIS accompanied each officer. Detective BALES recorded each walk through on digital audio. All four officers were then taken to SDPD Headquarters for further processing. Through Attorney MARGOLIS, all four officers declined to be interviewed that night and requested to participate in a voluntary interview on May 13, 2016.

On May 13, 2016, at 1117 hours, Acting Lieutenant Del Toro and I interviewed Officer BOGGEMAN in a conference room within the Homicide Unit office. Attorney MARGOLIS was also present. The interview was recorded on digital audio. I later copied the recording to a compact disc and impounded the disc in the Headquarters Property Room.

Officer BOGGEMAN said the following:

MDT: Manny DEL TORO, Acting Lieutenant – Homicide Unit

GF: Gregory FLOOD, Sergeant – Homicide Unit

AM: Amy MARGOLIS – POA Attorney

SB: Shawn BOGGEMAN, Officer – Southeastern Division

GF: Okay, it is I have 1117 hours. It is May 13, 2016. We are in a conference room within the Homicide Unit. This is Sergeant Gregory FLOOD, ID #4873. Also with me is Acting Lieutenant DEL TORO and we are in an interview with Officer Shawn BOGGEMAN. Am I pronouncing that correct?

SB: Yes sir.

GF: Okay. And also present as Mr. BOGGEMAN or Officer BOGGEMAN's legal counsel is Attorney Amy MARGOLIS. Officer BOGGEMAN, I just want to confirm that you've had a chance to consult with Mrs. MARGOLIS before our interview today?

SB: Yes sir.

GF: Okay and uh that you are here voluntarily. Is that correct?

SB: I am.

GF: Okay, no one has ordered you to be here today. Is that correct?

SB: No sir.

GF: Okay. Uh got a few...I want to go over the checklist here at this point. We'll go over uh, just some vital statistics. Let me get the spelling on your last name.

SB: It's B-O-G-G-E-M-A-N.

GF: Okay. And your first name?

SB: S-H-A-W-N.

GF: And what's your middle name?

Investigator's Report
Interview of Officer BOGGEMAN
Case #16-019814; #16-019824
Page 3

SB: Lee, L-E-E.

GF: How old are you?

SB: [REDACTED]

GF: And your birth date?

SB: [REDACTED]

GF: And how tall are you?

SB: 6 feet.

GF: And what's your weight?

SB: About 200.

GF: And you've got, is that brown hair? Blond hair?

SB: Brown hair.

GF: Brown? Okay.

SB: Yep. Blue eyes.

GF: Blue eyes?

SB: Yes sir.

GF: What's your ID number?

SB: 7-1-6-0.

GF: And do you know what your badge number is?

SB: I don't.

GF: Okay. What's your date of hire?

SB: Uh, it's going to be February 24th of 2014.

GF: Okay. What is your current assignment?

SB: Southeastern Division, Crime Suppression Team.

GF: And who's your supervisor?

SB: Jim JOHNSON.

GF: And how long have you been on the team?

SB: I've had two days with the team.

GF: (Laughs). Prior to your assignment on CST, what was your assignment before that?

SB: Southeastern Patrol.

GF: How long had you been, how long did you work Southeastern Patrol?

SB: Since I left phase training in November of 2015 I believe.

GF: Okay. The day of the incident, what was your unit number?

SB: 452Q.

GF: And do you know what equipment number you were driving?

SB: I don't.

GF: Okay. What are your normal work hours?

SB: 1400 to 2400.

GF: How about your days off?

SB: Sunday, Monday, Tuesday.

GF: Okay. Prior to your shift on May 11th, how many hours of sleep did you get?

SB: About average, between seven and eight hours.

GF: Okay.

SB: Is what I normally get.

GF: Are you right-handed or left-handed?

SB: Right-handed.

GF: Okay. What's your eyesight?

SB: [REDACTED]

GF: [REDACTED]

SB: [REDACTED]

GF: Okay. Do you have any illnesses?

SB: [REDACTED]

GF: [REDACTED]

SB: [REDACTED]

GF: [REDACTED] Taking any medication?

SB: [REDACTED]

GF: Okay. [REDACTED]

SB: [REDACTED]

GF: [REDACTED]

SB: [REDACTED]

GF: [REDACTED]

SB:

GF: Had you consumed any alcohol within 24 hours of your shift?

SB: No sir.

GF: Okay. On the 11th where you wearing your vest?

SB:

GF:

SB:

GF: What is your primary duty weapon?

SB: Glock 17.

GF: 9mm?

SB: Yes sir.

GF: Okay. Do you know what the serial number is?

SB: I believe it is I could be wrong.

GF:

SB: Yes sir.

GF: Is that a Department weapon or your personal weapon?

SB: Department.

GF: Okay. Do you carry a back up?

SB:

GF:

SB:

GF: Okay. With your handgun, did you have a round chambered?

SB: Yes.

GF: And how many magazines do you...or I'm sorry, how many rounds do you carry in your magazine?

SB: They're all full so there's seventeen.

GF: Seventeen in the magazine?

SB: Seventeen in each magazine.

GF: Okay. And in addition to the magazine that was in the gun, do you have any additional magazines that you carry?

SB: Two.

GF: Two? Okay. Loaded the same way? Seventeen rounds?

SB: Correct.

GF: Have you made any alterations to your handgun at all? [REDACTED]

SB: [REDACTED]

GF: Okay. How about any accessories that you've added to it?

SB: [REDACTED]

GF: Okay. [REDACTED]

SB: [REDACTED]

GF: Okay. [REDACTED]

SB: [REDACTED]

GF: Okay. [REDACTED]

SB: [REDACTED]

GF: Okay. During the course of this incident, was there any less than lethal force that was used? Any taser, pepper spray? Anything like that?

SB: No sir.

GF: Okay. Are you assigned a body worn camera as well?

SB: I am.

GF: Was that cam...was that activated at any point during this incident?

SB: Yes it was.

GF: Okay. Have you had a chance to view the footage from that?

SB: I have.

GF: Okay. Have you viewed the footage from any other officers?

SB: No.

GF: Okay. Now on the 11th, you said that you were newly assigned to the CST team and that was just your second, your second day there. Correct?

SB: Correct.

GF: Okay. I know it's only your second day uh but are you assigned a regular partner or how does the, how does that work there on the team?

SB: I was temporarily assigned to ride with Officer Ryan CAMERON.

GF: Okay.

SB: Just based on his seniority on the team. It was Sergeant Jim JOHNSON, the one who put me with him just to kind of get the feel of how the team worked.

GF: Okay. So the night of the incident you were riding with Officer CAMERON?
SB: Yes sir.

GF: Did you ride with him on the previous occasion as well?
SB: I did.

GF: Okay. And were you the driver officer or passenger officer?
SB: Passenger on both days.

GF: Okay. And can you briefly describe what the role of the CST team is? What your duties are?
SB: I can. It's a proactive unit, kind of a divisional proactive unit assigned varying tasks. From Community Service type stuff to proactive enforcement of gang related issues, narcotics and, and stuff like that.

GF: Okay. Uh, and how many officers are assigned to the team?
SB: Currently we have six.

GF: Okay. And does that team usually function, in a more of team element or is it kind of individual for all the officers? Do you even know yet?
SB: It's generally...I'm pretty familiar with the team. And it's generally a very, very team element. Everything is done together.

GF: Okay. On the night of the 11th, did you come to be involved in a surveillance of [REDACTED]
Pagel Place?
SB: No.

GF: You did not? Okay. At some point during your shift, were you involved in an incident involving a person later identified as Thongsoune VILAYSANE?
SB: I don't know that name.

GF: That was the suspect in the officer involved shooting.
SB: Okay.

GF: Okay. If that helps.
SB: Okay.

GF: At all. Okay.
SB: I didn't...didn't know who he was.

GF: Um, were you involved in an operation with the CST team that evening over in the area of Pagel Place and uh, uh....
SB: Yes.

GF: Near Woodman?

SB: Um hmm.

GF: Okay. Why don't you describe how you came to be over there and what you were doing over there that evening?

SB: Okay. I think part of my confusion about that first question was the team, prior to me coming on the team, they might, they have knowledge that I didn't have about that area.

GF: Um hmm.

SB: Uh, the week prior to this incident, the team was involved in a vehicle pursuit and they picked up the vehicle or the origin of the pursuit was that street. I don't think anyone on the team...to my knowledge, I don't know if anyone knew the exact house on the street. They might have. Um, so basically prior to us taking Code 7 for the day, one of the units drove by the house and saw a bunch of vehicles gathering out in front of a house, which I think is what they thought their target was. Um, the garage door was partially opened. They saw some people gathered in the garage. After we took Code 7, we decided to kind of basically watch the house for vehicles coming and going. According to the guys on the teams, kind of relying on their experience with the area, there was a lot of Asian gang sets who were kind of hanging out in the area. The guy who had the pursuit the week prior was....could be getting this wrong, he was either a TOC gang members or an OKB gang member.

GF: Okay. Did you know all of this at the time, or did you come to understand this stuff later on?

SB: I did, yes. I was partially involved in the vehicle pursuit. I helped him with the perimeter and all that stuff the week before.

GF: Okay.

SB: A lot of the fine details I didn't know. Um, I kind of learned on the fly as we were kind of doing what we were doing. Officer CAMERON and I were set up in a vehicle on...it was basically the intersection of Ritchie Street and Benson Avenue.

GF: Um hmm.

SB: So we were looking westbound to the traffic coming out of northbound Pagel. So the traffic would be exiting onto Benson Street. We were there for I would say probably an hour I guess.

GF: Where there other elements of the team that were involved in this as well?

SB: They were, yeah.

GF: Okay.

SB: I'm not sure exactly where they were parked either.

GF: Okay. Do you know what other officers were involved?

SB: Yes. Officer STERLING and SERRANO were riding together and Officer WOLFE and Officer ROJAS were riding together.

GF: Okay, and then you and Officer CAMERON are in a position where you're watching Benson?

SB: Correct.

GF: Okay. And what happens next?

SB: Well first we saw a vehicle. One of our other officers saw a vehicle leaving the street, called it out to us, called the vehicle description, white sedan. We drove down, uh made a vehicle stop kind of up in Lemon Grove. PC for the stop was not all the lights functioning. It was just routine traffic stop. It ended up being negative. Ran the lady for wants and warrants. Gave her a verbal warning, fix her stuff. Sent her on her way. Went back got in position.

GF: Did you ever get confirmation that that, she was in any way related to the house that was being watched?

SB: She confirmed she came from a residence on Pagel Street. But it was...I don't think it was a right address.

GF: Okay.

SB: So, we got back into position on Benson and watched the house probably about I'd say no more than twenty minutes to half an hour later, we saw a vehicle that I'd, I think I called it out on the air on Tac 5, that exited northbound. There was first a Dodge Charger. I'm almost positive cause of the distinct tail lights on the car. Dodge Charger pulled out and right behind the Dodge Charger was an Acura.

GF: Okay. Did you see it actually leave a residence? Or did you just see it on the street?

SB: Just saw it on the street.

GF: Okay. And where did you see it coming from and going to?

SB: It came from Pagel. Drove northbound on Pagel and made a left-hand turn so it was going westbound Benson.

GF: Okay.

SB: Immediately after that we saw the cars leaving. We called it out on the air to our partners, let them know we're going to go get behind the cars and see what was going on. Uh the car made a right hand turn onto Sweetwood. Based on....I used to work this beat so I'm pretty familiar with the streets and kind of remember thinking Sweetwood is a loop. It goes around.

GF: Um hmm.

SB: So Ryan knew that as well and we're kind of thinking like that's, that's strange. Like, you know, Sweetwood goes around. If you're trying to leave the area you go Benson and go to Woodman or wherever you need to go. So we thought that they made us and they kind of knew we were looking at the house or something. So they turned down Sweetwood. Officer CAMERON and I went to where, went westbound to basically what would have been the exit to Sweetwood for them. We waited on the intersection basically at Sweetwood and Benson for maybe ten or fifteen seconds. No cars came out.

We ended up making a right hand turn northbound on Sweetwood. Sorry, it turns into Treewood actually. So we went northbound on Treewood and the second car I believe that came down the street towards us was the Acura. The car drove by us. I looked at the guy driving the car. I had a clear view of his face. He kind of looked at us and gave us that look like things aren't going to go well. We made a u-turn in the residential area and took off after him. And at that point there was no pursuit or anything like that. We're just trying to get behind the car to develop PC to make a traffic stop. The guy absolutely no brake lights blew the intersection, the stop sign at Benson and Treewood and he proceeded to go....he went eastbound on Benson and then he went back up Pagel. So he was still south on Pagel, basically where he came from. So we did a big loop and then he made a right hand turn on Cielo so we're going west on Cielo and he turned into a driveway. I believe the address is [REDACTED] Cielo. He pulled in the driveway real quick. He's driving erratically. It was kind of strange. It was, it was uh I don't know if I would say like he was driving like he was impaired or not. But it wasn't, or was not familiar with the car or, I, I, it was very, very strange. He was driving very fast, but it was, it was messy. It was sloppy. Really weird.

GF: Did you have your lights and siren activated at this point?

SB: Yes. Lights and sirens were activated as soon as we crossed over the intersection and we saw the violation.

GF: Okay.

SB: The stop sign violation violation. We had some issues with the radio traffic. The vehicle radio was on the main frequency. I always try to put it out on the main frequency and for some reason I couldn't hear it going through on the main so we had some issues with that. When the guy pulled into [REDACTED] Cielo, we initially thought he was gonna foot bail. That's kind of how he pulled into to the car. He kind of slowed, like he was gonna foot bail on Cielo. Pulled into the driveway and I think it'll be easier if I draw this uh, so (drawing on diagram) that's facing northbound. This is Cielo. So this would be the residence, [REDACTED] Cielo. So there was an SUV parked basically on what would have been the right side of the driveway. So there's a residence right here.

GF: Um hmm.

SB: Garage. So the suspect pulled into the driveway right in front of the garage.

GF: And you've labeled that vehicle as S1 correct?

SB: Yes.

GF: Okay.

SB: Yes sir. So we made a stop right here thinking he was gonna foot bail. My partner, I'm not sure if he ran around the rear of the vehicle or came around this side. I exited my passenger side of the vehicle. Came around this side of the SUV and was kind of using the engine block of the SUV as cover.

GF: Okay.

SB: And weapons drawn...

GF: So you're kind on the, you're in front of the car that's parked next to where the suspect is stopped?

SB: Correct.

GF: Okay.

SB: Yes. So I had a clear, absolute crystal clear view of the guy in the car. At that point I could easily tell you exactly what he looked like. I saw his face. His expression. I saw there was no one else inside the car.

GF: Okay. Did you recognize him at all?

SB: I did not.

GF: Okay.

SB: No. I had my weapon out. I drew my weapon at him. We were giving him verbal commands to, 'Turn off the car! Put your hands out!' You know stop what he was doing. Officer CAMERON was on this side of the vehicle.

GF: So, the driver's side of the suspect vehicle?

SB: The driver side of the vehicle. Again we, we thought he foot bailed so we were acting accordingly. The guy revved the engine a couple of times. Disregarded our very, very clear loud commands. Revved the engine a couple of times. Threw it in reverse and when he swung out, he had the wheel turned, basically the direction that would make the front of the car swing out like this. At that point...as this was happening our other CST officers, Officer STERLING and SERRANO pulled up and they were kind of just off to our vehicle like that. So they started exiting their car coming up. The car backs out and almost hits officer CAMERON right there.

GF: Okay. So Officer CAMERON is near the driver's side door?

SB: Correct.

GF: Correct? Okay and how far away from the vehicle is he approximately?

SB: A couple of feet.

GF: Okay. And you said that the....as the suspect then backs out, the car, as he's turning the way that you described it here on the diagram was more, the front of the suspect vehicle is now swinging towards Officer CAMERON. Is that correct?

SB: Correct. And this was the fence right here.

GF: Okay.

SB: So he didn't really have any place to go. I, to be honest I mean I don't know how he didn't get hit then.

GF: Okay.

SB: Um....

GF: Does he change his position? Does he move? Officer CAMERON I'm speaking of.
SB: Absolutely.

GF: Okay. What does he do?
SB: He had to jump out of the way.

GF: Okay.
SB: So I think he was kind of taken off guard and I was too because at that point it was, it wasn't just a pursuit. I mean it was 245 on an officer at that point.

GF: Okay.
SB: It was, it was a serious deal. And to be honest I had my gun drawn pointed right at the guy. And the only reason I didn't shoot at that point was because we had our guys running up from behind the car and Officer CAMERON was literally right by the driver's side of the car.

GF: And what was your concern if he would have fired at that point?
SB: The guy's walking up from behind the car.

GF: Okay, are you talking crossfire?
SB: Um hmm.

GF: Uh, but at that point you....and I just want to be clear here. You thought the danger was so sufficient to Officer CAMERON at this point that you were going to shoot the suspect?
SB: Absolutely.

GF: Okay.
SB: Absolutely.

GF: Go ahead.
SB: At that point the suspect backed out. He hit a couple of trash cans right here. Came very close to hitting our vehicle and kind of swung outside of our vehicle, back onto Cielo. He put the car into drive and took off. A vehicle pursuit again.

GF: Okay.
SB: We kind of reconvened. It was kind of crazy. I got back in the car. At this point Officer STERLING and Officer SERRANO were the number one vehicle we were number two. We took off back down Cielo, made a right hand turn so we were northbound on 65th. Went down to Benson and we made another right hand turn on Benson, so we're eastbound on Benson. Back down to Pagel. So basically we did a big loop. Back on, a right turn on Pagel so we're southbound on Pagel again. Up to the top of Pagel and instead of turning right like he did previously, he made a left hand turn. The road right there runs out. There's a big barricade. What he did basically was made a big u-turn and there's a steep, rutted out dirt driveway that kind of connects Cielo and Pagel. I'm not

even sure if you can see it on the map, but it kind of cuts across the corner of the intersection right there. He made a turn down that. It looked like he was barely hanging on the control of the vehicle. When he got back up onto Pagel, he, it looked like he lost control of the vehicle temporarily and kind of regained it. He hit a car right there parked on the east curblin of Pagel. I, the vehicle in front of us, STERLING and SERRANO stopped. I pulled up the mike, I put out that there was a traffic collision there on the...I'm not sure if I put out the intersection of Pagel and Benson or if I screwed up and said Cielo and Pagel or Benson or something like that. It was, I was trying to get out of the car and help my partners. I went to move up to the vehicle in front of us. High risk traffic stop. "Hot" stop. At that point I saw the vehicle backing up. So the vehicle kind of pointed towards the, if Pagel is facing directly, it's a, if you were calling it a direct north, north south street.

GF: Um hmm.

SB: The vehicle was kind of facing to the, the two o'clock I guess.

GF: Okay, so it was kind of at an angle?

SB: Kind of at an angle. Um, what I remember happening was walking up and seeing out of the corner of my eye I heard Dave SERRANO yelling commands. I mean it was crystal clear and loud. And it was absolutely...I looked at him cause it was like thunder. I mean he was yelling at the guy. You know, 'Show me your hands!' Using some colorful language....

GF: What'd you hear him say?

SB: distress...uh, 'Show me your fucking hands or I'm gonna blow your fucking head off. So he...I looked at that and I like distinctly remember hearing that and everyone was yelling, 'Show me your hands! Show me your hands! Show me your hands!' The guy looks like he threw the car in reverse. It was revving a couple of times. He was trying to find a gear or something. He threw the car in reverse. I saw the impact and when I was moving up to get into a position. I saw Officer SERRANO walking up and at that point when the car backed up, I heard the crash and I was kind of focused on the car. I temporarily lost sight of Officer SERRANO and I thought one hundred percent he got ran over by the car, so. At that point, when the car's moving, I heard the crash. I was...I had a pretty clear line of sight. I had Officer STERLING to my immediate right. He was kind of outside of the, the wing of the door in his vehicle that I was walking up to. Uh, I had a clear line of sight to the rear glass of the vehicle. I started shooting where I figured the, my, my hits would be effective and try to stop the threat. And I heard uh, there was multiple crashes. I don't know how many times he rammed the vehicle. I know it was at least one time, maybe two times. Just looking at my body camera footage I couldn't tell exactly. I heard one distinct crash.

GF: Okay. And you mentioned looking at your body camera footage in reference. I have no problem with you referencing that, but what I'm really interested in what you remember happened okay?

SB: Okay, yeah. So I heard one distinct, well I heard two distinct crashes.

GF: Um hmm.
SB: I heard the one when he initially hit the car on Pagel. And that was, you know, okay we thought the car was disabled so we're, we're on a "Hot" stop, yeah.

GF: And this is the car that was parked on Pagel correct?
SB: Yes. Correct.

GF: Okay.
SB: So when I was moving up, I heard the next crash and that's when I saw the car back up and smash into the patrol car.

GF: Okay.
SB: And at that point when I had Officer SERRANO, he was kind of off to my I guess you would say eleven o'clock.

GF: Um hmm.
SB: Kind of near the front of his vehicle. Um, he was moving up, giving the guy commands at gunpoint and when the car backed up, I completely lost visual with him. So he jumped out of the way I guess and lost sight of him. But at that point I thought he was under the car.

GF: Okay.
SB: So at that point is when everything kind of changed for me. And we already had the...you know the mindset changed back on Cielo when he pulled out of the driveway and almost ran over Officer CAMERON.

GF: Okay.
SB: And....

GF: Okay. Now you mentioned Officer SERRANO specifically in position.
SB: Um hmm.

GF: What about the other two officers? Where were they positioned?
SB: Honestly I did not see Officer CAMERON.

GF: Okay.
SB: I didn't see where he was. I saw Officer STERLING and that's it.

GF: Where was Officer STERLING positioned?
SB: He was next to me.

GF: Okay. Uh and next to you. I mean specifically, I mean are you, where are you positioned at this point?
SB: I felt like I was right next to Officer STERLING.

GF: Okay. And again specifically if you can maybe reference the, are you on the driver's side? The passenger side? Behind the car?

SB: Passenger, passenger side of his vehicle.

GF: Passenger side of the first vehicle?

SB: Yes.

GF: Okay.

SB: Passenger side of the number one vehicle.

GF: Okay. And as you remember Officer STERLING was near you?

SB: Um hmm.

GF: On that side as well also?

SB: Um hmm.

GF: Okay. Do you know how many rounds you fired?

SB: At first I thought I only fired two to three rounds. What I noticed later when we were actually holding the car at gunpoint waiting for the Canine to arrive, I noticed my gun felt really light. I actually did a, kind of administrative magazine check to make sure I had enough rounds in my gun. I briefly looked at it. I saw the little shining spot on the seven. So, anywhere from six to ten rounds. I didn't take an exact count.

GF: Okay. Did you do a magazine change at all?

SB: I did not.

GF: Okay. Uh, were you aware of any other officers firing?

SB: I heard one or two gunshots. That's it. I didn't know that any other officers fired except possibly...I, I honestly didn't know who fired.

GF: Okay. After you fired what happened next?

SB: After we fired at the car, after it hit the car we stopped firing when the car started rolling forward again. It made a, a kind of hard sharp left turn and just started rolling.

GF: Okay. And...

SB: After that I kind of maneuvered around to the driver's side of the number one vehicle and that's when I kind of looked over and I saw Officer SERRANO standing there. And I was like, "Shit, he's okay." I was like, it was a huge sigh of relief. And I looked over at him. I can't remember if it was him or Officer CAMERON. And I looked at both of them. They were standing almost next to each other. And just looked at them and he was holding his gun at the guy, or the vehicle and he's at slide lock and I just remembered looking at that and going like, "Holy shit. He shot too!" Like, and uh, I remember feeling kind of exposed there and, and I moved back around them and got to the side of another vehicle that was parked on the west curblane of Pagel. And took cover there and that's where I held for till canine got there.

GF: Okay, and was there any movement out of the car? Out of the suspect car?
SB: None.

GF: Okay. What happened when canine got there?
SB: They formulated a contact team and went and cleared the vehicle.

GF: Okay, were you still in your same position at that point?
SB: No. I gave my position up to Officer DYEMARTIN after Canine got there.

GF: Okay so at some point you get relieved from the position that you're at and then you kind of get extricated to a position, kind of behind where everything is going on. Is that accurate?
SB: Yes sir.

GF: Okay. During the course of the pursuit, while this is going on.
SB: Um hmm.

GF: And you had mentioned, you know, some radio traffic and things like that, did you ever get the, did you ever, were you able, ever get the plate out during the pursuit?
SB: I believe I was.

GF: Okay.
SB: Yeah. I think that's the first thing I put out.

GF: Did you ever get any information back on that, on that plate?
SB: No.

GF: No? Okay. It turned out the car was stolen.
SB: Um hmm.

GF: But I'm, in, in the answer from your question, I'm assuming you didn't know that at that time. Is that correct?
SB: I didn't know that at the time.

GF: Okay. Where the vehicle stopped on Pagel.
SB: Um hmm.

GF: And where the shooting occurred, you had described Pagel as north/south street there okay. Were there any obstructions or was there anything in the way of the suspect vehicle?
SB: Absolutely not.

GF: Okay.
SB: He had a hundred percent ability to continue driving forward and leave the scene.

GF: Okay.

SB: And at that point we were in such a...again we kind of thought he was gonna foot bail as we were preparing for either a foot bail or "hot stop" and all of us were kind of moving accordingly up to the front vehicle. And I think it kind of shocked us all when he actually reversed. I mean it's, it was a very I don't know how to describe it other than it was a very, very intentional and a hundred percent intentional move.

GF: Um hmm.

SB: As opposed to just throwing the car in drive and driving away. Cause at that point we were all out of the vehicles. He had a straight shot to go to Benson. Go to Woodman. Go wherever he wanted to go and I mean chances are, he probably could have gotten away or had a very, very good chance of it. So that was, that struck me as being very strange.

GF: Lieutenant?

MDT: Yeah, just wanted to confirm. You were the passenger in the number two vehicle at the time there on Pagel correct?

SB: Yes sir.

MDT: And now you mentioned you're thinking "Hot" stop is going to take place?

SB: Yeah.

MDT: So you exit your car and what position do you take at that time when you go up to the number one car?

SB: I was walking up to the doorframe of the number one car.

MDT: Okay, so you're on the passenger side?

SB: Um hmm.

MDT: And then at what position are you standing when you see the vehicle become a threat?

SB: While I was walking up to the number one vehicle.

MDT: Okay. Uh near the trunk? Back door?

SB: I was...

MDT: In between? If you remember.

SB: From what I remember, I was kind of in between the trunk and the back door.

MDT: Okay. So you see this occurring and then what's going on in your mind at that time?

SB: Like I said, when I was walking up I heard Dave SERRANO. He caught my attention. I looked over at him just to make sure everyone was all right and kind of where everyone's positions were.

MDT: Okay.

SB: I had a look over at him and when the car backed up, I kind of looked over to see like, "Shit, did my partners just get run over?" And I didn't see Dave SERRANO anymore.

And he was kind of right where I felt like the vehicle went and at that point I was, one of my guys just got mowed over.

MDT: Okay. So your first round, where do you think it was fired? If you can remember?

SB: I aimed all my rounds to the driver's side of the back window.

MDT: Okay. Through the driver's side of the back...okay of the suspect. But where were you in position? I guess when you fired?

SB: Um hmm.

MDT: Like were you at the trunk? In between the cars? Passenger door?

SB: I was probably near the back, the passenger corner. The back, back corner by the trunk of the vehicle.

MDT: Okay and then do you remember, were you advancing forward as you were firing or what was taking place?

SB: As soon as I saw that happen, I was kind of like, 'Holy shit! This guy is trying to kill us.'

MDT: Okay.

SB: And I, that's when I stopped. Took a position and I shot.

MDT: Okay. And your shot, now you said it was in defense of Officer SERRANO?

SB: Officer SERRANO.

MDT: Officer CAMERON, you didn't know where he was?

SB: I didn't see him.

MDT: And Officer STERLING?

SB: I knew where he was. He was off to my side.

MDT: Okay. So STERLING was safe. You, did you believe you were threatened at that time?

SB: Absolutely.

MDT: Okay.

SB: Yeah.

MDT: All right. But specifically who, I guess who had the greater threat? Who was in the greater...?

SB: Officer SERRANO.

MDT: Officer SERRANO.

SB: A hundred percent.

MDT: And if I'm hearing you correct, you believed, you thought you fired only two rounds?

SB: Um hmm.

MDT: And it turns out you fired more?

SB: Um hmm.

MDT: And then at what point did you stop firing and what lead you to stop firing?

SB: I stopped firing when the vehicle stopped backing up. As soon as the vehicle started rolling forward, I....

MDT: Um hmm.

SB: No more gunshots.

MDT: That's it. That's all I have.

GF: Mrs. MARGOLIS?

AM: No thank you.

GF: Okay. Officer BOGGEMAN, anything that we haven't discussed that you think is important for us to know?

SB: No, it's, I just want to make it very clear that the whole thing that we were talking about, how the suspect had complete access to...he wasn't barricaded. He wasn't blocked in. He wasn't anything like that. We weren't...we didn't pin him in. We didn't block him. Anything like that. And then, you know, my coworkers, none of us put our self in the line of danger or anything like that. It was a very blatant and uh, very, very blatant move to reverse your vehicle once, twice, however many times he did it into our vehicle. And the way that vehicle was angled, it wasn't just backing into the vehicle. What I thought happened was our vehicles were staggered so much that uh I actually thought that our guys were kind of over to the left. Where I saw Dave SERRANO, he was kind of towards the, the front left quarter panel of his number one vehicle. And when the vehicle backed up, I heard the crash and that's when I looked over and I didn't see Dave SERRANO where he was. And I thought that the vehicle kind of worked its way between the two vehicles and got in between there somehow and then hit him.

GF: Okay.

SB: So and it, that was, that for me was, was completely different than any other vehicle pursuit or anything like that that I had ever been on. The guy didn't have any sort of desire to flee the scene and try to get away. It was kind of a, you know, it was a very, very deliberate move.

GF: Anything else?

SB: No sir.

GF: Okay. Got 1153 and we will end the...

END OF FIRST INTERVIEW:

START OF SECOND INTERVIEW:

GF: Okay it is at the point 1206 on May 13, 2016. This is an extension of the interview with Officer BOGGEMAN regarding the OIS on May 11th. We're back in the interview room and just to clear up one, one issue. Again present myself, Sergeant Gregory FLOOD. Also is Acting Lieutenant DEL TORO. Officer BOGGEMAN is here with Attorney Amy MARGOLIS. And Officer BOGGEMAN, we just want to ask an additional question regarding body camera. You did have a body camera rolling that night or, you did have, you were wearing a body worn camera that night. Is that correct?

SB: Correct.

GF: Okay and at some point during this incident, did you activate your body worn camera?

SB: That's correct.

GF: Okay and when did you do that?

SB: Immediately after we shot. I mean after we fired.

GF: Okay. Any other questions?

MDT: Yeah at what time can you tell us when the pursuit started?

SB: Um hmm.

MDT: Did, I guess what was going on in your mind in reference to body worn camera or were you thinking of tactics? What was your mindset? You're aware we're supposed to turn it on?

SB: Yep.

MDT: We'd like to offer an explanation why it wasn't and so I'd like to hear from you what was your mindset or what was going on during that time?

SB: The, the sheer quickness on how things happened and trying to solve our radio issues. I kind of prioritize things. The one point where I was thinking about turning on my body cam and I didn't absolutely have a chance to was after the suspect turned into the address on Cielo.

MDT: Um hmm.

SB: Uh I kind of thought to myself I need to get my body cam on. We got back into the car. At that point I was the number two vehicle so I was trying to put radio traffic, trying to get my seat belt on. The seat belt was locked up. The mike for the car was nowhere to be found. Trying to put out traffic cause in my mind, the safety in letting our cover units and responding units and ABLE and everyone whose coming to help up know where we were and what we were doing was more important than trying to fumble around and mess with my body cam. And before I even had a chance, I'd literally picked up the mike and I found the microphone right as soon as we made the second stop where the incident occurred and got out of the car. And at that point walked up to the car to address the threat and things happened within a split second at that time. And my body cam at that point was, wasn't even on the forefront of my mind. Luckily for us Officer SERRANO

actually yelled out, "Body cams guys! Body cams!" And I think all of us at one time double tapped our body cams. We were like, "Good save". I mean it was uh, it was...our safety and concentrating on what we were dealing with at that point was, was a hundred percent of our attention, my attention.

MDT: Thank you.

GF: Okay. All right. We'll go ahead and it is now, I got ten minutes after 12:00.

Reporting Detective Sgt. Gregory Flood I.D. 4873 Homicide Team: II
Approved by: Lt. Ray Valentin #4398 Date of this report: 05-17-2016 Time: 1745 Hrs.



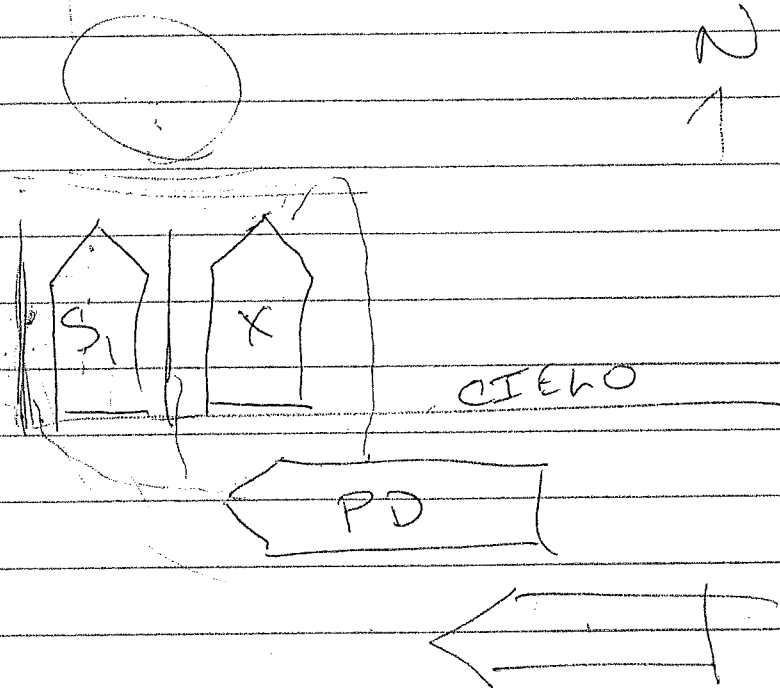
ayankovich@pd.sandiego.gov

Authenticated by att.com Valid Signature

From: g10695@att.com
To: AYANKOVICH@PD.SANDIEGO.GOV
Sent: May 21, 2016 8:10:29 AM PDT
Subject: FILE 2012601 ML
Attached: A1-.TIF (158 kb)
A1-5.zip (81 kb)

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OFF BOGGERMAN # 7160

05/13/16 11:20 HRS INTERVIEW

OFFICER INVOLVED INCIDENT CHECKLIST

LAST NAME: BOGGEMAN FIRST: SHAWN MIDDLE: LEE

Age [REDACTED] D.O.B. [REDACTED] Height 6'0"
 Weight 200 Hair BRO Eyes BLUE
 Police ID # 7160 Badge # [REDACTED]
 Date of Hire 2/24/14
 Assignment SE CST
 Supervisor JIM JOHNSON
 Length of Assignment 2 days
 Unit # 452 Q Equipment # [REDACTED]

Work Hours 1400-2400 Days Off SMT
 Hours of Sleep Prior to Shift 7-8 hrs.
 Right/Left Handed RT HANDED

Eye Sight [REDACTED]
 Glasses? Yes ☐ No ☒ Contacts Yes ☐ No ☐
 Glasses or Contacts Worn? Yes ☐ No ☐

Illnesses [REDACTED]
 Medications? Yes ☐ No ☐ Date [REDACTED]
 Name [REDACTED] Type/Amount [REDACTED]

Have you consumed any alcoholic beverages in the last 24 Hours? If so Type NO
 Quantity [REDACTED]

INJURIES/COMMENTS:

Protective Vest

Worn? Yes ☐ No ☐
 Front Panel? Yes ☐ No ☐
 Back Panel? Yes ☐ No ☐

Primary Weapon

Make GLACK Caliber 9MM
 Serial # [REDACTED] Model # 17
 Department ☒ Personal ☐

Secondary Weapon

[REDACTED]

Department ☐ Personal ☐
 If weapon is an automatic, was it carried with a round in the chamber?

Primary Weapon Yes ☐ No ☐
 Secondary Weapon Yes ☐ No ☐
 Carbine Yes ☐ No ☐

Number of rounds carried in magazine or cylinder?

Primary Weapon [REDACTED]
[REDACTED]

Extra magazines or speed loaders?

Yes ☐ No ☐ Quantity [REDACTED]

Have you altered your weapon? Yes ☐ No ☐

If so, how?

Less Than Lethal Force Used? Yes ☐ No ☐

OCN (Pepper Spray) ☐ Baton ☐ ASP ☐

Nunchukas ☐ Taser ☐ Beanbag ☐

Other ☐

SGT. GREGORY FLOOD
 Sergeant

Date:

**SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE**

☒ OFFICER'S REPORT ONLY

CONTINUED: ☐ ARR./JUV.CON.,
FROM ☐ CRIME
☐ OTHER _____

PAGE 1 OF 2 CASE NUMBER

IDE SECTION AND DESCRIPTION (ONE INCIDENT ONLY)

MONTH 05 DAY 11 YEAR 16 DAY OF WEEK WED TIME 2126

LOCATION OF INCIDENT (OR ADDRESS)

CITY

BEAT DISTRICT

1FO [REDACTED] PAGEL WAY

SAN DIEGO

452

PERSON(S) INVOLVED: VICTIM

SUSPECT (IF NAMED)

PROPERTY TAG NO. (S)

OFFICER'S STATEMENT:

ON 05-11-16 AT _____ HOURS, OFFICER COSTON #1429 AND I RESPONDED TO ASSIST CST UNITS AFTER A SILVER ACURA FAILED TO YIELD IN THE AREA OF CIELO AVE AND PAGEL PL. WHILE EN-ROUTE, AN OFFICER ADVISED OVER THE POLICE RADIO SHOTS HAD BEEN FIRED.

UPON ARRIVAL, CST OFFICERS WERE IN FRONT OF [REDACTED] PAGEL PL (FACING NORTHBOUND). OFFICER COSTON AND I BLOCKED OFF WESTBOUND TRAFFIC NEAR 6500 BENSON AVE.

AFTER THE SCENE WAS CLEARED BY RESPONDING UNITS (AREA SGT, K-9 ETC.) OFFICER COSTON AND I CONDUCTED A WITNESS CHECK AT [REDACTED]. WE SPOKE TO [REDACTED] WHO STATED ONLY HEARING WHAT SOUNDED

LIKE GUNSHOTS OUTSIDE OF HER RESIDENCE. WHILE SPEAKING WITH [REDACTED] I NOTICED WHAT APPEARED TO BE VIDEO SURVEILLANCE FOOTAGE (IN KITCHEN AREA). [REDACTED] CONFIRMED THE VIDEO EQUIPMENT IS SET-UP OUTSIDE NEAR HER DRIVE-WAY.

[REDACTED] ALSO STATED SHE HAD NOT REVIEWED THE VIDEO FOOTAGE AND WOULD WAIT UNTIL OFFICERS SPOKE TO HER. OFFICER COSTON AND I WERE RELIEVED BY THE AREA SGT.

REPORTING OFFICER	I.D. #	DIVISION	APPROVED BY:	MONTH	DAY	YEAR	TIME
E. CARDAJAL	6818	SE3	E. McWINE	05	11	16	2345

DATE #6817

**SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE**

☐ OFFICER'S REPORT ONLY
CONTINUED: ☐ ARR./JUV.CON.
FROM ☒ CRIME
☐ OTHER _____

PAGE 1 OF 2 CASE NUMBER _____

SECTION AND DESCRIPTION (ONE INCIDENT ONLY)		MONTH MAY	DAY 11TH	YEAR 2016	DAY OF WEEK WED	TIME 2128
LOCATION OF INCIDENT (OR ADDRESS) 100 PAGEL PLACE		CITY SAN DIEGO			BEAT 452	DISTRICT SDPD
PERSON(S) INVOLVED: VICTIM		SUSPECT (IF NAMED)			PROPERTY TAG NO. (S)	

6600 BENSON AVE.

SUSPECT VEH: CA/1344643

CA/1244232

CA/1344644

CA/1445052

CA/1344643

100 PAGEL PC.

6600 CIELO DR.

REPORTING OFFICER C. CARDENAS	I.D. # 6684	DIVISION SE-3	APPROVED BY:	DATE OF REPORT:	MONTH	DAY	YEAR	TIME
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ARJIS-9 (REV. 9-84)



591374

CONTINUED ☐

cc.

**SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE**

☐ OFFICER'S REPORT ONLY
 CONTINUED: ☐ ARR./JUV.CON.
 FROM ☒ CRIME
☐ OTHER

SECTION AND DESCRIPTION (ONE INCIDENT ONLY)		MONTH 05	DAY 11	YEAR 16	PAGE 1 OF 2	CASE NUMBER 16050019409	
LOCATION OF INCIDENT (OR ADDRESS) 100 PAGAL PLACE		CITY SAN DIEGO			DAY OF WEEK WED	TIME 2128	
PERSON(S) INVOLVED: VICTIM		SUSPECT (IF NAMED)			BEAT 452	DISTRICT	
					PROPERTY TAG NO. (S)		

ON 05-11-16 AT APPROXIMATELY 2126 HOURS, I RESPONDED TO AN OFFICER ASSIST CALL AT 100 PAGAL PLACE. THE INCIDENT ORIGINATED AS A TRAFFIC STOP CONDUCTED BY THE SOUTHEASTERN DIVISION CRIME SUPPRESSION TEAM.

I ARRIVED ON SCENE AND MAINTAINED A PERIMETER POST AT PAGAL PLACE AND CIELD DRIVE.

I CONTACTED 2 INDIVIDUALS WHO WANTED TO LEAVE THE SCENE. I COMPLETED AN ARJIS - 1 ON [REDACTED] AND [REDACTED] AND [REDACTED] WERE AT [REDACTED] WHEN THEY HEARD GUNSHOTS. [REDACTED] AND [REDACTED] LEFT ON FOOT AND WERE NOT RELATED TO THE INCIDENT.

REPORTING OFFICER J. IWATSUMI	I.D. # 2129	DIVISION 85-2	APPROVED BY: SGT. ALEXANDER	DATE OF REPORT:	MONTH 5	DAY 12	YEAR 16	TIME 0045
ARJIS - 9 (REV. 9-84)				#4632	CONTINUED <input type="checkbox"/>			



**SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE**

☒ OFFICER'S REPORT ONLY

CONTINUED: ☐ ARR./JUV.CON.
FROM ☐ CRIME
☐ OTHER _____

INC# 16050019409

PAGE 1 OF 2		CASE NUMBER	
SECTION AND DESCRIPTION (ONE INCIDENT ONLY)		MONTH 5	DAY 11
LOCATION OF INCIDENT (OR ADDRESS)		YEAR 2016	DAY OF WEEK WEDS
CITY SAN DIEGO		BEAT 452	TIME 2126
PERSON(S) INVOLVED: VICTIM		PROPERTY TAG NO. (S)	

OFFICER'S NARRATIVE:

ON 5-11-2016, AT APPROXIMATELY 2131 HOURS, OFFICER DAVIS #6819 AND I RESPONDED TO BENSON AVENUE AND WOODMAN STREET TO ASSIST WITH TRAFFIC CONTROL IN AN OFFICER INVOLVED SHOOTING.

AT APPROXIMATELY 2136 HOURS, WE ARRIVED ON SCENE AND PREVENTED TRAFFIC FROM ENTERING ONTO 6600 BENSON STREET.

I CONDUCTED A WITNESS CHECK AT [REDACTED] AND [REDACTED] AND [REDACTED] AND ANOTHER FEMALE WHO REFUSED TO PROVIDE ME WITH HER INFORMATION I TOOK BOTH THEIR STATEMENTS. SERGEANT ALEXANDER #4638 RELEASED ME FROM THE SCENE AT 0027 HOURS.

STATEMENTS:

STATEMENT OF [REDACTED]

[REDACTED] ESSENTIALLY TOLD ME THE FOLLOWING: I WAS INSIDE MY HOUSE WHEN I HEARD THE POLICE SIRENS. I THEN HEARD ABOUT FIVE GUNSHOTS. I DID NOT WITNESS THE INCIDENT. I CAN BE CONTACTED ON MY CELL PHONE AT [REDACTED]

STATEMENT OF ANONYMOUS WITNESS (W1):

W1 ESSENTIALLY TOLD ME THE FOLLOWING: I WAS INSIDE MY HOUSE WHEN I HEARD THE POLICE SIRENS. I HEARD OVER 20 GUNSHOTS. I DID NOT WITNESS THE INCIDENT. I REFUSE TO PROVIDE YOU WITH

REPORTING OFFICER	I.D. #	DIVISION	APPROVED BY:	DATE OF REPORT:	MONTH	DAY	YEAR	TIME
A. RODARTE	8906	SE-2	SGT. ALEXANDER		5	12	2016	0026

MY PERSONAL INFORMATION. I DO NOT WANT TO GET INVOLVED.

SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE

INC # 16050019409

☒ OFFICER'S REPORT ONLY
CONTINUED: ☐ ARR./JUV.CON.
FROM ☐ CRIME
☐ OTHER

CODE SECTION AND DESCRIPTION (ONE INCIDENT ONLY)		MONTH 5	DAY 11	YEAR 16	PAGE 1 OF 2	CASE NUMBER	
LOCATION OF INCIDENT (OR ADDRESS) [REDACTED] PAGEL		CITY S.D.			DAY OF WEEK WED	TIME 2125	DISTRICT
PERSON(S) INVOLVED: VICTIM		SUSPECT (IF NAMED)			PROPERTY TAG NO. (S)		
					BEAT 436		

OFFICER STATEMENT:

ON 05/11/16 AT APPROXIMATELY 2125 HOURS I WAS AT SOUTHEASTERN DIVISION WHEN I HEARD A RADIO TRANSMISSION FROM A CRIME SUPPRESSION TEAM UNIT (CST).

THE CST UNIT WAS BROADCASTING BEING IN A VEHICLE PURSUIT. THE CST UNIT SOUNDED CALM AND IN CONTROL AS THEY BROADCAST INFORMATION FOR RESPONDING COVER UNITS.

BECAUSE PURSUITS ARE DANGEROUS AND OFFICERS ARE AT A TACTICAL DISADVANTAGE, I STARTED TOWARDS THE CST UNITS IN PURSUIT. AT SOME SHORTLY AFTER BROADCASTING THE PURSUIT A FRANTIC VOICE BROADCASTED "SHOTS FIRED". I ARRIVED ON SCENE 100 BLOCK OF PAGEL AT BENSON AVE AND ASSISTED SGT JOHNSON WITH A SAFE MANNER OF CLEARING THE SUSPECT VEHICLE WHICH HAD COME TO A STOP PARTIALLY IN THE DRIVEWAY OF [REDACTED] PAGEL. THE WHITE REVERSE LIGHTS WERE ON AND NO MOVEMENT SEEN. VERBAL COMMANDS BY OFFICERS AT THE SILVER COLOR SUSPECT VEHICLE WERE NEGATIVE FOR RESPONSE AS WELL.

OFFICERS CAMERON #6864 AND OFFICER SEURAND #6912 WERE EXPOSED TO THE POTENTIAL THREAT INSIDE THE SUSPECT VEHICLE SO I HAD THE CLOSEST POLICE UNIT ROLLED IN AND ANGELED TO PROVIDE COVER. ARBLE FROM ABOVE AND K-9 UNIT WERE USED TO SOFTEN THE VEHICLE FOR HUMAN MOVEMENT. THERE WAS NO MOVEMENT ALLOWING OFFICERS TO MOVE IN AND CONTACT THE GOLD MALE OCCUPANT.

REPORTING OFFICER ALEXANDER	I.D. # 4638	DIVISION SE-2	APPROVED BY: [Signature]	DATE OF REPORT:	MONTH 05	DAY 11	YEAR 16	TIME 2355
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OFFICERS HAD TO FORCE THE DRIVERS SIDE DOOR OPEN (APPEARED TO BE STUCK) TO RETRIEVE THE MALE BEHIND STEERING WHEEL. THE MALE WAS HANDCUFFED AND ROLLED ONTO HIS BACK FOR OFFICERS TO ATTEMPT FIRST AID. SAN DIEGO FIRE AND PARAMEDICS WERE CLEARED INTO THE SCENE AND TOOK OVER MEDICAL NEEDS OF THE SUSPECT.

SCENE CONTAINMENT WAS ESTABLISHED AND THE FOUR INVOLVED WERE CONTAINED FOR A SAFETY STATEMENT, WHICH WAS CONDUCTED BY SGT. JOHNSON. I TRANSPORTED OFFICER SERRANO, OFFICER CAMERON AND OFFICER BOGGEMAN #7160 TO SOUTHEASTERN DIVISION DICE RELIEVED BY SGT. MCGUIRE #5736 AND SGT. RUIVO #5509. THE OFFICERS WERE INTRODUCED TO PEER SUPPORT OFFICERS AND I RETURNED TO THE FIELD DUTIES.

CONTINUED FROM CRIME		SAN DIEGO REGIONAL OFFICER'S REPORT		INCIDENT NUMBER 16050019409	
CODE SECTION AND DESCRIPTION VC / 2800.2(A):F / EVADE PEACE OFFICER WITH WANTON DISREGARD FOR SAFETY				PAGE 1 of 2	
LOCATION OF INCIDENT (OR ADDRESS) 100 PAGEL PL		DATE 05/11/2016	DAY OF WEEK Wednesday	CASE NUMBER 00000000	
Body Camera: Body Camera Evidence Collected		CITY SAN DIEGO		TIME 21:28	
				BEAT 452	

Officer's Narrative:

On 05/11/16 at approximately 2128 hours, I responded to a vehicle pursuit in the area of 6900 Cielo Drive. While en-route to assist on the pursuit, Southeastern crime suppression team advised that the suspect vehicle had crashed at the intersection of Pagel Place and Benson Avenue.

I arrived on scene and observed several officers conducting a vehicle hot stop on a silver Acura Integra [REDACTED]. The officers were facing northbound along the west curb-line, pointing their firearms at the silver Acura Integra. The suspect vehicle had stopped in the driveway of [REDACTED] Pagel Place.

I also noticed that Officer Serrano #6912 and Officer Cameron #6864 were partially exposed to the threat while they attempted to keep visual of the suspect vehicle. I was able to assist them by bringing my ballistic shield for cover.

I retrieved my MP-5 from my vehicle and returned to Officer Serrano and Officer Cameron's location. At this point someone had moved a patrol vehicle forward to use it as concealment. I took Officer Cameron's position by momentarily aiming my MP-5 at the suspect's window.

I was soon replaced by K-9 Officer Edwards #6191 and took a secondary position behind a patrol vehicle, replacing Officer Sterling #6955. I was once again re-assigned to cover K-9 Officer Edwards as his lethal coverage. The K-9 handler sent his dog a few times before making the decision to move up to the vehicle.

We then moved up to the suspect's vehicle and immediately noticed that the suspect had sustained several gunshot wounds to his face and neck area.

Myself and several officers extracted the male driver out of the vehicle. I was able to assist by grabbing his left arm and pulling him out of the driver's seat. Once on the ground the male was unresponsive. I also grabbed his right arm and placed it behind his back for handcuffing.

I was assigned to remain with Officer Serrano until he was transported to Southeastern substation. After completing this task Officer Rosas #7270 and I were assigned to write down all the license plates of the vehicles parked on 100 Pagel Place. We also conducted witness checks on both sides of the street.

The first tenants I spoke to were [REDACTED] and [REDACTED]. Both of them stated that they only heard several gunshots. [REDACTED] was extremely frightened by the gunfire that she injured herself as she attempted to take cover under a table. [REDACTED] had to transport his [REDACTED] to the hospital for medical treatment. They later returned home at approximately 0100 hours. I escorted them along a private dirt path back to their residence.

REPORTING OFFICER CARLOS CARDENAS	I.D. # 6664	DIVISION SE3	AGENCY SDPD	DATE OF REPORT 5/11/2016	TIME 23:54
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CONTINUED FROM
CRIME

SAN DIEGO REGIONAL OFFICER'S REPORT

PAGE
2 of 2

INCIDENT NUMBER
16050019409
CASE NUMBER
00000000

I then contacted the tenants at [REDACTED] I spoke to two women who stated they heard an unknown amount of gunshots and heard voices yelling. They could not describe what the voices were saying.

At approximately 0028 hours, I relieved Officer Iwatsuru #7129 from the south perimeter position located at Pagel Place and Cielo Drive. At 0315 hours, [REDACTED] was escorted from [REDACTED] and left for work.

Three other tenants from [REDACTED] were also allowed to leave; they drove their vehicles out of the outer perimeter at 0315 hours [REDACTED]

I remained at this location until 0630 hours before being relieved by Officer Montayre #6499

Approved By: Sgt. J. Ruvido #5509

REPORTING OFFICER CARLOS CARDENAS	I.D. # 6684	DIVISION SE3	AGENCY SDPD	DATE OF REPORT 5/11/2016	TIME 23:54
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(Revised 09/2013 Electronic)

SAN DIEGO REGIONAL ADDITIONAL VICTIMS AND/OR WITNESSES

PAGE 1 of 1	INCIDENT NUMBER 16050019409 CASE NUMBER 00000000
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VICTIM / WITNESS											
<input type="checkbox"/>	<input type="checkbox"/>	WTYPE	NAME (LAST, FIRST, MIDDLE SUS / OR ORGANIZATION)								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	06	[REDACTED]								
RESIDENCE ADDRESS			CITY				STATE		ZIP		
[REDACTED]			SAN DIEGO				CA		92114		
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM OTHER	RELATION TO SUSPECT	STRNG	VW ASSIST	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	Y	
CONTACT											
CELL PHONE [REDACTED]											
ID [REDACTED]											
STATUS		EMPLOYER (RANK IF MILITARY)		BUSINESS ADDRESS			CITY		STATE		ZIP
ADDITIONAL INFORMATION											

VICTIM / WITNESS											
<input type="checkbox"/>	<input type="checkbox"/>	WTYPE	NAME (LAST, FIRST, MIDDLE SUS / OR ORGANIZATION)								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	06	[REDACTED]								
RESIDENCE ADDRESS			CITY				STATE		ZIP		
[REDACTED]			SAN DIEGO				CA		92114		
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM OTHER	RELATION TO SUSPECT	STRNG	VW ASSIST	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	Y	
CONTACT											
CELL PHONE [REDACTED]											
STATUS		EMPLOYER (RANK IF MILITARY)		BUSINESS ADDRESS			CITY		STATE		ZIP
ADDITIONAL INFORMATION											

REPORTING OFFICER CARLOS CARDENAS	I.D. # 6684	DIVISION SE3	AGENCY SDPD	DATE OF REPORT 5/12/2016	TIME 02:13
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(Revised 09/2013 Electronic)

OFFICER'S REPORT ONLY		SAN DIEGO REGIONAL OFFICER'S REPORT		INCIDENT NUMBER 16050019409	
				PAGE 1 of 1	
CODE SECTION AND DESCRIPTION ZZ / 981153 / MISCELLANEOUS REPORTS - 153		DATE 05/11/2016	DAY OF WEEK Wednesday	TIME 21:26	
LOCATION OF INCIDENT (OR ADDRESS) PAGEL PL			CITY SAN DIEGO	BEAT 452	
PERSON(S) INVOLVED: VICTIM Unknown,					
SUSPECT (IF NAMED) None,					
Body Camera:					
Body Camera Evidence Collected					

OFFICER'S REPORT ONLY:

On 05-11-16, at about 2126 hours, I responded to [REDACTED] Pagle Place to assist officers with a call regarding shots fired.

When I arrived I took up a position on the front passenger side of the lead Patrol car. I used a hand held flashlight to illuminate the suspect vehicle. I held this position until K-9 arrived. K-9 conducted call outs to the suspect with no response. The K-9 Officer sent the dog and again got no response. I then approached the suspect vehicle along with K-9. I looked into the vehicle and I could see a suspect sitting in the driver seat. There were no other occupants of the car. It appeared the driver was sitting on his left hand. The driver's right hand was empty and on his lap. I opened the driver's door and pulled his left hand. I reached in and pulled his right hand and pulled him out of the car. The driver lay on the ground face up. We rolled him over and placed handcuffs on him. I conducted a through pat down for weapons. I located a small pocket knife in his front waist band. I removed the knife and put it on the ground. By this time medics already arrived and began to evaluate the driver. I removed my latex gloves and threw them in the trash.

Sgt Mc Guire #5736 directed me to stay with Officer Boggeman #7160. I stayed with him until he spoke with Sgt. Johnson #5174. I then conducted a check the welfare on [REDACTED] but got no answer at the door. I also checked [REDACTED] but got no answer. I returned to the substation to print an Ejems photo of the driver.

I then maintained the eastern parameter until I was released.

Approved by: Sgt. J. Ruvido #5509

REPORTING OFFICER MATTHEW ROTH	I.D. # 6057	DIVISION SE3	AGENCY SDPD	DATE OF REPORT 5/12/2016	TIME 00:12
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(Revised 09/2013 Electronic)

SAN DIEGO REGIONAL ADDITIONAL VICTIMS AND/OR WITNESSES

PAGE 1 of 1	INCIDENT NUMBER 16050019409 <hr/> CASE NUMBER
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VICTIM / WITNESS												
<input type="checkbox"/>	<input type="checkbox"/>	W TYPE	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W		06	[REDACTED]									
RESIDENCE ADDRESS												
										CITY SAN DIEGO	STATE CA	ZIP 92114
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM OTHER	RELATION TO STRNG	SUSPECT	VW ASSIST N		
[REDACTED]	[REDACTED]	[REDACTED]										
CONTACT												
CELL PHONE [REDACTED]												
STATUS	EMPLOYER (RANK IF MILITARY)			BUSINESS ADDRESS			CITY	STATE	ZIP			
ADDITIONAL INFORMATION												

VICTIM / WITNESS												
<input type="checkbox"/>	<input type="checkbox"/>	W TYPE	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W		06	[REDACTED]									
RESIDENCE ADDRESS												
										CITY SAN DIEGO	STATE CA	ZIP 92114
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM OTHER	RELATION TO STRNG	SUSPECT	VW ASSIST N		
[REDACTED]	[REDACTED]	[REDACTED]										
CONTACT												
CELL PHONE [REDACTED]												
STATUS	EMPLOYER (RANK IF MILITARY)			BUSINESS ADDRESS			CITY	STATE	ZIP			
ADDITIONAL INFORMATION												

VICTIM / WITNESS												
<input type="checkbox"/>	<input type="checkbox"/>	W TYPE	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W		06	[REDACTED]									
RESIDENCE ADDRESS												
										CITY SAN DIEGO	STATE CA	ZIP 92114
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM OTHER	RELATION TO STRNG	SUSPECT	VW ASSIST N		
[REDACTED]	[REDACTED]	[REDACTED]										
CONTACT												
CELL PHONE [REDACTED]												
STATUS	EMPLOYER (RANK IF MILITARY)			BUSINESS ADDRESS			CITY	STATE	ZIP			
ADDITIONAL INFORMATION												

VICTIM / WITNESS												
<input type="checkbox"/>	<input type="checkbox"/>	W TYPE	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W		06	[REDACTED]									
RESIDENCE ADDRESS												
										CITY	STATE	ZIP
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM OTHER	RELATION TO STRNG	SUSPECT	VW ASSIST N		
[REDACTED]	[REDACTED]	[REDACTED]										
CONTACT												
CELL PHONE [REDACTED]												
STATUS	EMPLOYER (RANK IF MILITARY)			BUSINESS ADDRESS			CITY	STATE	ZIP			
ADDITIONAL INFORMATION												

REPORTING OFFICER IRVING ROSAS	I.D. # 7270	DIVISION SE3	AGENCY SDPD	DATE OF REPORT 5/12/2016	TIME 02:19
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CONTINUED FROM CRIME		SAN DIEGO REGIONAL OFFICER'S REPORT		INCIDENT NUMBER 18050019409	
CODE SECTION AND DESCRIPTION ZZ / 981153 / MISCELLANEOUS REPORTS - 153				PAGE 1 of 3	
DATE 05/11/2016		DAY OF WEEK Wednesday		TIME 21:28	
LOCATION OF INCIDENT (OR ADDRESS) [REDACTED] PAGEL PL				CITY SAN DIEGO	BEAT 452

OFFICER'S STATEMENT:

On 05/11/2016, at approximately 2128 hours, I responded to a vehicle pursuit involving another San Diego Police unit at 6900 Cielo Drive. While en route, officers involved with the pursuit aired over the radio shots had been fired and updated the location to Benson Avenue and Pagel Place.

Upon arrival, officers were already on scene. I was with a group of officers at the northeast curb of Benson Avenue and Pagel Place. From the corner, I saw a silver-colored Acura Integra on the west curb line of [REDACTED] Pagel Place. The Acura was on the curb and facing towards the residence. The Acura was stopped, but had the rear white lights on (vehicle appeared to be in reverse). Another group of officers were posted on Pagel Place south of the Acura.

I placed yellow tape on Benson Avenue at Woodman Street to block off any traffic from entering the scene.

Officers held the perimeter while a Canine Officer was en route to the scene. ABLE flew over the vehicle and described the suspect in the driver's seat of the vehicle as wearing a white shirt and a black jacket. Canine Officer Edwards #6191 arrived on scene and made call outs to the suspect inside the vehicle. There was no response from the suspect of the Acura.

Canine and officers approached the Acura. The suspect in the vehicle was unconscious. Officers opened the door and I grabbed the suspect's left arm to pull him out of the vehicle. I held onto the suspect's arm while other officers grabbed his other arm to pull him out of the vehicle. The suspect felt limp and I noticed gunshot wounds to the neck and back of the head.

Once the suspect was on the floor, I placed handcuffs on the suspect. I double locked the handcuffs. I checked the handcuffs for tightness. I rolled the suspect onto his left side and attempted to place him in the recovery position. Medics arrived on scene and pronounced the suspect deceased.

Yellow tape was put up by officers on scene and the scene was secured.

I was assigned to remain with Officer Cameron #6864 until he was transported to the Southeastern Division Substation to meet with Peer Support staff.

Officer Cardenas #6684 and I conducted witness checks and documented all vehicle license plates parked on the 100 block of Pagel Place. There were no eye witnesses to the incident. I obtained a statement from the occupants of [REDACTED]. There was no answer at the door of [REDACTED]. Officer Carbajal #6818 and Officer Coston #7420 contacted the occupants of [REDACTED].

REPORTING OFFICER IRVING ROSAS	I.D. # 7270	DIVISION SE3	AGENCY SDPD	DATE OF REPORT 5/11/2016	TIME 23:45
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(Revised 09/2013 Electronic)

CONTINUED FROM
CRIME

SAN DIEGO REGIONAL OFFICER'S REPORT

PAGE
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INCIDENT NUMBER 16050019409
CASE NUMBER 00000000

The license plates of vehicles in the street on west curb line of 100 Pagel Place from north to south included: a silver-colored Acura [REDACTED] (Suspect's vehicle), a green-colored Saturn [REDACTED], a blue-colored Audi [REDACTED], a white-colored Chevrolet [REDACTED], a silver-colored Chrysler [REDACTED] and a gray-colored Toyota [REDACTED].

The license plates of vehicles in the street on east curb line of 100 Pagel Place from south to north included: A white-colored Jeep [REDACTED], a black-colored Nissan [REDACTED], a silver-colored Mazda [REDACTED], a gray-colored Chevrolet [REDACTED], a silver-colored Hyundai [REDACTED] and a white-colored GMC [REDACTED].

The license plates of police vehicles in the street just south of [REDACTED] Pagel Place from south to north included: San Diego Police vehicle number 6993 (CA 1344643), San Diego Police vehicle number 7269 (CA 1344644), San Diego Police vehicle number 7006 (CA 1344644), San Diego Police vehicle (CA 1244232).

At approximately 0028 hours, I relieved Officer Hinds #5727 on the southern perimeter at the intersection of Pagel Place and Cielo Drive.

At approximately 0115 hours I escorted the occupants of [REDACTED] out of their residence to the intersection of Pagel Place and Cielo Drive from the west curb line. The occupants identified themselves as [REDACTED] and [REDACTED] stated they were both asleep earlier and did not know what was going on.

At approximately 0210 hours, I escorted the occupant of [REDACTED] out of his residence to the intersection of Pagel Place and Cielo Drive from the west curb line. The occupant identified himself as [REDACTED] stated he was asleep earlier and did not hear or see anything.

At approximately 0307 hours, I escorted the occupants of [REDACTED] into their residence from the intersection of Pagel Place and Cielo Drive from the dirt road on the east curb line. The occupants identified themselves as [REDACTED] were not home during the incident.

STATEMENTS:

STATEMENT OF [REDACTED] (WITNESS):

[REDACTED] lives at [REDACTED] stated he was inside his home when he heard about four to five gunshots coming from outside. At the same time as the gunshots, [REDACTED] heard someone yelling "Get Down! Get Down!"

REPORTING OFFICER IRVING ROSAS	I.D. # 7270	DIVISION SE3	AGENCY SDPD	DATE OF REPORT 5/11/2016	TIME 23:45
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CONTINUED FROM
CRIME

SAN DIEGO REGIONAL
OFFICER'S REPORT

PAGE
3 of 3

INCIDENT NUMBER
16050019409
CASE NUMBER
00000000

STATEMENT OF [REDACTED] (WITNESS):

[REDACTED] lives at [REDACTED] stated she was inside her home when she heard several gunshots. [REDACTED] could not specify how many shots she heard and stated she did not hear any yelling.

STATEMENT OF [REDACTED] (WITNESS):

[REDACTED] lives at [REDACTED] stated he was inside [REDACTED] when he heard several gunshots. [REDACTED] could not specify how many gun shots he heard.

STATEMENT OF [REDACTED] (WITNESS):

[REDACTED] lives at [REDACTED] stated he was inside his home when he heard several gunshots. [REDACTED] could not specify how many gun shots he heard.

EVIDENCE:

BWC

Approved by: Sgt. J. Ruvido #5509

REPORTING OFFICER IRVING ROSAS	I.D. # 7270	DIVISION SE3	AGENCY SDPD	DATE OF REPORT 5/11/2016	TIME 23:45
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(Revised 09/2013 Electronic)

**SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE**

☐ OFFICER'S REPORT ONLY

CONTINUED: ☐ ARR./JUV.CON.

FROM ☐ CRIME

☐ OTHER _____

PAGE 1 OF 1 CASE NUMBER

SECTION AND DESCRIPTION (ONE INCIDENT ONLY)

MONTH

05

DAY

11

YEAR

2016

DAY OF WEEK

WED

TIME

2130

LOCATION OF INCIDENT (OR ADDRESS)

CITY

SAN DIEGO

BEAT

452

DISTRICT

SE

PERSON(S) INVOLVED: VICTIM

SUSPECT (IF NAMED)

PROPERTY TAG NO. (S)

OFFICER STATEMENT:

ON 05/11/2016 AT _____ HOURS I RESPONDED TO THE INTERSECTION OF BENSON AVENUE AND PAGEL PLACE TO ASSIST OFFICERS REGARDING A SHOTS FIRED CALL.

I ARRIVED ON SCENE AND ASSISTED OFFICERS WITH THE PERIMETER POSITION UNTIL THE FATAL INCIDENT WAS OVER.

I THEN CONDUCTED WITNESS CHECKS AT _____

(I RECEIVED NO ANSWER AT THE DOOR OF _____ I SPOKE WITH _____ OF _____ STATED

SHE SAW A VEHICLE TRAVELING SOUTH ON PAGEL PLACE AT A HIGH RATE OF SPEED. _____ SAID SHE SAW POLICE CARS CHASING THE VEHICLE. _____ STATED SHE WENT TO BED AND THEN HEARD 6-8 GUNSHOTS.

I WAS ASSIGNED THE PERIMETER LOCATION AT THE INTERSECTION OF S. WOODMAN AND BENSON AVENUE. AT 0110 HOURS ESCORTED _____ AND _____ TO THEIR RESIDENCE OF _____

I STAYED AT THE PERIMETER UNTIL _____

REPORTING OFFICER	I.D. #	DIVISION	APPROVED BY:	MONTH	DAY	YEAR	TIME
T. DERESIO	1377	SE/3	<i>[Signature]</i> #5509 RUVIA SGT.	5	12	16	0320

SAN DIEGO REGIONAL OFFICER'S REPORT				INCIDENT NUMBER 16050019409	
				CASE NUMBER 00000000	
CODE SECTION AND DESCRIPTION VC / 2800.2 / DRIVE WITH WILLFULL DISREGARD FOR SAFTY		DATE 05/11/2016	DAY OF WEEK Wednesday	TIME 21:28	
LOCATION OF INCIDENT (OR ADDRESS) PAGEL PL		CITY SAN DIEGO		BEAT 452	

NUMBER	
F WEEK 2	TIME 9130
DISTRICT	
TAG NO. (S)	

OFFICER STATEMENT:

On 05-11-2016 at 2126 hrs, CST aired a pursuit at 6900 Cielo Drive. Officer Dyemartin (8642) and I responded from the Southeastern Substation with emergency lights and sirens. When we approached Cielo Drive, I heard "shots fired" aired over the radio.

We arrived on scene 2130 hours at the South end of Pagel Place and I saw two patrol units conducting a hot stop on a silver two door coupe. I stood at the rear of a vehicle parked on the East curb line. I drew my weapon and pointed it at the silver coupe.

I then observed civilians standing outside their homes on the north end of the scene. I watched the South end of the scene as a cover unit. I instructed the civilians standing outside to return to inside of their homes. I remained at post until the initial units approached the vehicle and stated the vehicle was secured.

After the suspect was taken out of the vehicle by other units, San Diego Paramedic #12 arrived on scene. I remained with the paramedics as they triaged the suspect. San Diego Fire Department Engine 51 arrived on scene shortly after. Paramedic Joshua McChuley, ID#64740, pronounced death at 2150 hours and I aired the information over the radio. McChuley stated to me the reason for calling death was the location of the gunshot wounds and gray matter, which I understand to be brain matter, inside vehicle.

I took down all the names of the ID numbers for responding paramedics and firefighters before they left the scene.

I relieved Officer Wolff (6911) as scribe for the incident. I helped Sergeant Ruvido (5509) gather information and performed all tasks normally required to the scene scribe.

I collected all Arijis-9 reports from all patrol units that responded to the scene.

Sergeant Ruvido cleared me from the scene at 0525 hours on 05-12-2016.

APPROVED BY: Sgt E. MCGUIRE #5736

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REPORTING OFFICER ROBERT NELSON	I.D. # 7443	DIVISION SE3	AGENCY SDPD	DATE OF REPORT 5/12/2016	TIME 00:13
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(Revised 09/2013 Electronic)

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**SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE**

☒ OFFICER'S REPORT ONLY
CONTINUED: ☐ ARR./JUV.CON.
FROM ☐ CRIME
☐ OTHER

SECTION AND DESCRIPTION (ONE INCIDENT ONLY)				MONTH 5	DAY 11	YEAR 16	PAGE 1 OF 1	CASE NUMBER	
LOCATION OF INCIDENT (OR ADDRESS) 1FO [REDACTED] PAGEL WAY				CITY SAN DIEGO		DAY OF WEEK WED		TIME 2126	
PERSON(S) INVOLVED: VICTIM				SUSPECT (IF NAMED)		BEAT 452		DISTRICT	
						PROPERTY TAG NO. (S)			

OFFICER'S STATEMENT:

ON 5-11-16, AT [REDACTED] HOURS OFFICER CARBAJAL #16818 AND I RESPONDED TO ASSIST CST UNITS AFTER A SILVER ACURA FAILED TO YIELD IN THE CURVE OF CIELO DRIVE AND PAGEL PLACE. WHILE EN ROUTE, AN OFFICER ADVISED OVER THE POLICE RADIO OF "SHOTS FIRED".

UPON ARRIVAL, CST OFFICERS WERE IN FRONT OF [REDACTED] PAGEL PLACE (FACING NORTHBOUND). OFFICER CARBAJAL AND I BLOCKED OFF WESTBOUND TRAFFIC NEAR 6500 BENSON AVE.

AFTER THE SCENE WAS CLEARED BY RESPONDING UNITS, OFFICER CARBAJAL AND I CONDUCTED A WITNESS CHECK AT [REDACTED]. WE SPOKE TO [REDACTED]

[REDACTED] WHO STATED SHE ONLY HEARD WHAT SOUNDED LIKE GUNSHOTS OUTSIDE OF HER RESIDENCE. WHILE SPEAKING WITH [REDACTED] I NOTICED WHAT APPEARED TO BE A SURVEILLANCE FOOTAGE SYSTEM IN THE KITCHEN AREA. [REDACTED] CONFIRMED

THE VIDEO EQUIPMENT IS SET-UP OUTSIDE NEAR THE DRIVEWAY. [REDACTED] ALSO STATED SHE HAS NOT REVIEWED FOOTAGE AND WOULD WAIT UNTIL OFFICER'S SPOKE TO HER. OFFICER CARBAJAL AND I WERE RELIEVED BY THE AREA SGT. THIS REPORT WAS COMPLETED AT 0010 HOURS.

REPORTING OFFICER COSTON	I.D. # 7420	DIVISION S/E	APPROVED BY: [Signature]	DATE OF REPORT:	MONTH 05	DAY 12	YEAR 16	TIME 0015
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**SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE**

☒ OFFICER'S REPORT ONLY

CONTINUED: ☐ ARR./JUV.CON.
FROM ☐ CRIME
☐ OTHER _____

PAGE 1 OF 1 CASE NUMBER

DE SECTION AND DESCRIPTION (ONE INCIDENT ONLY)

MONTH 5

DAY 11

YEAR 2016

DAY OF WEEK WED

TIME 2126

INCIDENT (OR ADDRESS)

RACEL PLACE

CITY

SAN DIEGO

BEAT

452

DISTRICT

PERSON(S) INVOLVED: VICTIM

SUSPECT (IF NAMED)

PROPERTY TAG NO. (S)

OFFICER'S STATEMENT:

ON 5-11-16, AT APPROXIMATELY 2128 HOURS, OFFICER NAZAROV #6759 AND I RESPONDED TO 6500 BENSON AVENUE TO ASSIST OFFICERS THAT WERE IN A PURSUIT WITH A VEHICLE. WE ARRIVED ON SCENE AND SECURED THE EAST PERIMETER AT THE INTERSECTION OF BENSON AVENUE AND WOODMAN STREET. WE TAPED OFF THE AREA AND MAINTAINED THE PERIMETER UNTIL RELIEVED.

REPORTING OFFICER

Hamilton

I.D. #

733A

DIVISION

S/E

APPROVED BY:

E McWhirter

DATE OF REPORT:

MONTH 5

DAY 12

YEAR 16

TIME 0016

ARJIS - 9 (REV. 9-84)



22037129

CONTINUED ☐

**SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE**

☒ OFFICER'S REPORT ONLY
 CONTINUED: ☐ ARR./JUV.CON.
 FROM ☐ CRIME
☐ OTHER _____

INC # 16050019409

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SECTION AND DESCRIPTION (ONE INCIDENT ONLY)		MONTH 08	DAY 11
		YEAR 2016	DAY OF WEEK WED
LOCATION OF INCIDENT (OR ADDRESS) [REDACTED] PAGEL PLACE		CITY SAN DIEGO	TIME 2126
PERSON(S) INVOLVED: VICTIM		BEAT 452	DISTRICT
SUSPECT (IF NAMED)		PROPERTY TAG NO. (S)	

OFFICER STATEMENT:

ON 08-11-2016, AT 2129 HOURS, OFFICER HAMILTON #7339 AND I RESPONDED TO THE AREA OF 6900 CIELO DRIVE TO ASSIST IN A VEHICLE PURSUIT. PRIOR TO OUR ARRIVAL, THERE WAS A OFFICER INVOLVED SHOOTING NEAR BENSON AVENUE AND PAGEL PLACE. UPON OUR ARRIVAL, I ASSISTED BY SETTING UP CRIME SCENE TAPE AT BENSON AVENUE AND WOODMAN STREET. I MAINTAINED A PERIMETER POSITION AT THE LOCATION UNTIL PROPERLY RELIEVED.

REPORTING OFFICER NAZAROV	I.D. # 6759	DIVISION SE2	APPROVED BY: DET. ALEXANDER	DATE OF REPORT:	MONTH 05	DAY 11	YEAR 16	TIME 2355
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**SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE**



OFFICER'S REPORT ONLY

CONTINUED: ☐ ARR./JUV.CON.
FROM ☐ CRIME
☐ OTHER

IN# 16050019409

PAGE

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DE SECTION AND DESCRIPTION (ONE INCIDENT ONLY)

MONTH

5

DAY

11

YEAR

2016

DAY OF WEEK

WED

TIME

2126

LOCATION OF INCIDENT (OR ADDRESS)

CITY

San Diego

BEAT

452

DISTRICT

PAGEL PL

PERSON(S) INVOLVED: VICTIM

SUSPECT (IF NAMED)

PROPERTY TAG NO. (S)

OFFICER'S STATEMENT:

ON 5-11-2016 AT APPROXIMATELY 2131 HOURS, PISO RODARTE #8906 AND I RESPONDED TO ASSIST WITH AN OFFICER INVOLVED SHOOTING AT BENSON / PAGEL PL. WE ARRIVED ON SCENE AND CONDUCTED TRAFFIC CONTROL AT WOODMAN ST / BENSON. PISO RODARTE AND I STOOD BY AT OUR POST AND WAITED FOR FURTHER INSTRUCTIONS.

PISO RODARTE AND I WERE RELEASED FROM THE SCENE AT 0020 HOURS ON 5-12-2016.

REPORTING OFFICER

DAVIS

I.D. #

6819

DIVISION

SE-2

APPROVED BY:

SGT ALEXANDER

DATE OF REPORT:

MONTH

5

DAY

11

YEAR

16

TIME

2350

ARJIS - 9 (REV. 9-84)



22037129

#4622

CONTINUED ☐

☒ OFFICER'S REPORT ONLY
CONTINUED: ☐ ARR./JUV.CON.
FROM ☐ CRIME
☐ OTHER

SAN DIEGO REGIONAL

OFFICER'S REPORT

NARRATIVE

INC # 16050019409

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SECTION AND DESCRIPTION (ONE INCIDENT ONLY)

MONTH

DAY

YEAR

DAY OF WEEK

TIME

05

11

2016

WED

2126

LOCATION OF INCIDENT (OR ADDRESS)

CITY

BEAT

DISTRICT

PEGGL ST

SAN DIEGO

452

PERSON(S) INVOLVED: VICTIM

SUSPECT (IF NAMED)

PROPERTY TAG NO. (S)

ON 05/11/2016 AT APPROXIMATELY 2130 HOURS, I
RESPONDED TO ASSIST WITH SCENE CONTAINMENT
FOR A SHOOTING AT PEGGL ST. I SECURED
THE PERIMETER AT BENSON/WOODMAN ST. I
STAYED ON SCENE UNTIL PROPERLY RELIEVED.

REPORTING OFFICER

I.D. #

DIVISION

APPROVED BY:

MONTH

DAY

YEAR

TIME

ACGUGDO

7202

SG

SGT. ALEXANDER

DATE OF
REPORT:

05

11

16

2350

ARJIS - 9 (REV. 9-84)



22037129

#4638

CONTINUED ☐

OFFICER'S REPORT ONLY		SAN DIEGO REGIONAL OFFICER'S REPORT		INCIDENT NUMBER 16050019409	
				PAGE 1 of 1	
CODE SECTION AND DESCRIPTION ZZ / 981153 / MISCELLANEOUS REPORTS - 153		DATE 05/11/2016	DAY OF WEEK Wednesday	TIME 21:26	
LOCATION OF INCIDENT (OR ADDRESS) PAGEL PL			CITY SAN DIEGO	BEAT 452	
Body Camera: Body Camera Evidence Collected					

OFFICER'S STATEMENT:

On 05-11-16, approximately 2126 hours, Officer Rojas #6840 and I were working as members of SDPD Southeastern Crime Suppression Team (CST). We were in full uniform and driving a marked patrol vehicle.

Officer Rojas and I were in the area of 65th Street and Edmonds Street when Officers Cameron #6864 and Boggeman #7160 advised they were in pursuit of a vehicle. We attempted to create a perimeter and drove southbound on 65th Street then west on Skyline Drive. I activated my emergency lights and siren. The pursuit location was unclear and were not sure where the Officers were as they were pursuing the suspect. Officer Boggeman advised he was westbound on Cielo Drive. I drove north on 61st; I was trying to get ahead of the suspect whom I believed, based on the information aired by CST, was travelling west bound.

We were advised the rest of the CST team were in pursuit on Pagel Place. Officer Serrano #6912 and Sterling #6955 also updated their position as they were involved in the pursuit as well. I turned east on Benson Avenue towards Pagel Place. As we were travelling east, Officer Sterling advised "shots fired." We arrived on scene seconds after at the corner of Benson Avenue and Pagel Place. We positioned our patrol car on the north east corner of Pagel Place and Benson Avenue.

Officers had their vehicles positioned behind a silver vehicle which was stopped on an angle in the driveway of [REDACTED] Pagel Place. Officer Rojas and I drew our firearms and positioned ourselves out of the direct line of fire from the other Officers. We watched the vehicle. I did not see any movement inside the vehicle. My BWC was on. With the assistance of ABLE and the K9 Unit, Officers cleared the vehicle and ensured there was no threat to our safety inside. Once cleared, I turned off my BWC and stayed with the CST Officers on scene.

APPROVED: SGT. JOHNSON #5177

REPORTING OFFICER DAVID WOLFF	I.D. # 6911	DIVISION CST	AGENCY SDPD	DATE OF REPORT 5/11/2016	TIME 23:46
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OFFICER'S REPORT ONLY		SAN DIEGO REGIONAL OFFICER'S REPORT		INCIDENT NUMBER 16050019409	
				PAGE 1 of 1	
CODE SECTION AND DESCRIPTION ZZ / 981153 / MISCELLANEOUS REPORTS - 153		DATE 05/11/2016	DAY OF WEEK Wednesday	TIME 21:26	
LOCATION OF INCIDENT (OR ADDRESS) PAGEL PL			CITY SAN DIEGO	BEAT 452	
Body Camera: Body Camera Evidence Collected					

Officer's Report:

On 05-11-16, at around 2128 hours, Officer Wolff #6911 and I were working on the Southeastern Crime Suppression Team wearing our full police uniform and driving our fully marked black and white patrol vehicle. While working the area of 100 Pagel Drive Officer Cameron #6864 and Officer Boggeman # 7160 put out a vehicle pursuit. Officer Wolff and I were located west of 100 Pagel Drive at Edmonds and S. 65th Street we drove onto 6500 Skyline Drive and started to head west bound on 6500 Skyline Drive. Officer Wolff turned north bound onto 160 61st Street. Officer Wolff and I drove north bound until we reached 6100 Imperial Avenue. CST officers notified us the driver was back on 100 Pagel Drive. Officer Wolff and I drove southbound onto 100 61st Street. We turned eastbound onto 6200 Benson Avenue when Officer Cameron put out over the air, "Shots fired". Officer Wolff took the north perimeter position at Pagel Place and Benson Avenue. I made sure the vehicle and pedestrian traffic were stopped on Benson Avenue. Officer Wolff and I took positions north of the suspect vehicle. I pointed my service handgun at the suspect vehicle. I attempted to see if there was any movement inside the vehicle. I did not see any movement. Officer Wolff held that position until K9 made the vehicle safe. Officer Wolff and I then met with our CST Team and made sure they were safe. I stood by my teammates for the duration of the investigation.

APPROVED: SGT. *Johnson #5174*

REPORTING OFFICER MICHAEL ROJAS	I.D. # 6840	DIVISION CST	AGENCY SDPD	DATE OF REPORT 5/11/2016	TIME 23:10
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☒ OFFICER'S REPORT ONLY
CONTINUED: ☐ ARR./JUV.CON.
FROM ☐ CRIME
☐ OTHER

SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE

INC# 16050019409

SECTION AND DESCRIPTION (ONE INCIDENT ONLY)		MONTH 05	DAY 11	YEAR 2016	PAGE OF	CASE NUMBER
LOCATION OF INCIDENT (OR ADDRESS) 6900 CIELO		CITY SAN DIEGO			DAY OF WEEK WED	TIME 2126
PERSON(S) INVOLVED: VICTIM		SUSPECT (IF NAMED)			BEAT 452	DISTRICT
					PROPERTY TAG NO. (S)	

ON 05-11-16, AT APPROXIMATELY 2134 HOURS, I VOLUNTEERED TO ASSIST ON A VEHICLE PURSUIT THAT SDPD SOUTHERN CST OFFICERS INITIATED. AT 2128 HOURS, CST OFFICERS ADVISED 'SHOTS FIRED'. WITHIN 1 MINUTE AT THE LOCATION, [REDACTED] PASEO PL, THERE WERE SEVERAL OFFICERS ON SCENE AS WELL AS SGTs. JIM JOHNSON AND ALONZO ALEXANDER. I NOTICED A SILVER ACURA INTEGRA IN THE DRIVEWAY OF [REDACTED] PASEO ST AND 2 SDPD MANAGED PATROL VEHICLES BEHIND THE ACURA. SEVERAL OFFICERS AT THE MARKED VEHICLES HAD THEIR WEAPONS POINTED AT THE VEHICLE. I COORDINATED WITH SGTs ALEXANDER AND JOHNSON SECURING THE SCENE.

SGT JOE RUIVO ARRIVED AT THE LOCATION AND WE COORDINATED OBTAINING A SYNOPSIS FROM SGT JIM JOHNSON. IT WAS DETERMINED SGT RUIVO WOULD BE DOING THE HOMICIDE BRIEFING. I ASSIGNED OFFICERS NELSON AND DYGMARTIN AS THE SCRIBES. I ASSISTED SGT RUIVO OBTAIN THE NECESSARY INFORMATION REQUIRED FOR THE BRIEFING.

REPORTING OFFICER E. McGUIRE	I.D. # 5736	DIVISION SE-3	APPROVED BY: [Signature] #5509	DATE OF REPORT:	MONTH 5	DAY 10	YEAR 16	TIME 0345
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SAN DIEGO REGIONAL

OFFICER'S REPORT

NARRATIVE

☐ OFFICER'S REPORT ONLYCONTINUED: ☐ ARR./JUV.CON.FROM ☒ CRIME☐ OTHER

PAGE

CASE NUMBER

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SECTION AND DESCRIPTION (ONE INCIDENT ONLY) 107 PC HOMICIDE		MONTH 05	DAY 11	YEAR 2016	DAY OF WEEK WED	TIME 2128
LOCATION OF INCIDENT (OR ADDRESS) 100 BLOCK PASEL ST.		CITY SAN DIEGO			BEAT 452	DISTRICT
PERSON(S) INVOLVED: VICTIM		SUSPECT (IF NAMED)			PROPERTY TAG NO. (S)	

ON 05.11.2016 AT ABOUT 2128 HOURS, I RESPONDED TO THE 100 BLOCK OF PASEL PLACE TO ASSIST S.D.P.D. OFFICERS WHO WERE INVOLVED IN A VEHICLE PURSUIT AND LATER A SHOOTING. UPON ARRIVAL, I USED MY PATROL VEHICLE TO BLOCK OFF NORTHBOUND PASEL FROM CIELO, PREVENTING ANY VEHICULAR TRAFFIC FROM ENTERING THE SCENE.

I ALSO PLACED CRIME SCENE TAPE AROUND THE CRIME SCENE PREVENTING ANY FOOT TRAFFIC INTO THE AREA.

I HELD A PERIMETER POSITION UNTIL I WAS RELIEVED BY OFFICER ROSAS #7270 AT 0028 HOURS.

I WAS NOT ACTIVELY INVOLVED IN THE PURSUIT OF THE VEHICLE.

REPORTING OFFICER H7NOS	I.D. # 5720	DIVISION S/C-2	APPROVED BY: SGT. ALEXANDER	DATE OF REPORT:	MONTH 5	DAY 12	YEAR 16	TIME 0115
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**SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE**

☒ OFFICER'S REPORT ONLY
CONTINUED: ☐ ARR./JUV.CON.
FROM ☐ CRIME
☐ OTHER

Inc # 16050019409

SECTION AND DESCRIPTION (ONE INCIDENT ONLY)		MONTH 05	DAY 11	YEAR 2016	DAY OF WEEK WED	TIME 2126
LOCATION OF INCIDENT (OR ADDRESS) [REDACTED] PAGEL PLACE		CITY			BEAT 452	DISTRICT
PERSONS INVOLVED: VICTIM		SUSPECT (IF NAMED)			PROPERTY TAG NO. (S)	

OFFICERS STATEMENT:

ON 05-11-16 AT APPROXIMATELY 2132 HOURS I RESPONDED TO [REDACTED] PAGEL PLACE TO ASSIST SOUTHEASTERN DIVISION OFFICERS AT THE SCENE OF AN OFFICER INVOLVED SHOOTING. I ARRIVED AND PARKED MY VEHICLE AT THE INTERSECTION OF CIBOLA DRIVE AND PAGEL PLACE.

I DEPLOYED MY POLICE SERVICE DOG MARVEL TO ASSIST IN CLEARING THE VEHICLE CONTAINING THE SUSPECT.

PRIOR TO MY ARRIVAL THERE HAD BEEN AN EXCHANGE OF GUNFIRE BETWEEN THE SUSPECT AND OFFICERS. SINCE THAT TIME THERE HAD BEEN NO MOVEMENT OR RESPONSE FROM THE SUSPECT.

I MOVED TO A POSITION NEAR THE FRONT DOOR OF THE FIRST POLICE VEHICLE STOPPED BEHIND THE SUSPECT VEHICLE. I GAVE TO LOUD ANNOUNCEMENTS FOR THE SUSPECT TO COME OUT OF THE VEHICLE OR A POLICE DOG WOULD BE SENT IN AND HE WOULD BE BIT. THERE WAS NO RESPONSE FROM WITHIN THE VEHICLE.

I SENT MARVEL TO THE SUSPECT VEHICLE WITH A COMMAND TO GO IN THE CAR. THE DRIVER WINDOW WAS EITHER OPEN OR SHOT OUT. MARVEL FAILED TO ENTER THE WINDOW. I IMMEDIATELY RECALLED HIM. I SECURED HIM BACK IN MY VEHICLE. OFFICER BRETT EDWARDS # 6191 UTILIZED HIS POLICE SERVICE DOG TO CHECK THE SUSPECT.

WHEN I RETURNED TO THE AREA WHERE THE SUSPECT VEHICLE

REPORTING OFFICER M. THIM	I.D. # 5466	DIVISION K-9	APPROVED BY: [Signature] SGT. 5509	DATE OF REPORT:	MONTH 5	DAY 12	YEAR 16	TIME 0605
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WAS LOCATED OFFICERS HAD MOVED TO THE DRIVERS DOOR
OF THE SUSPECT VEHICLE. THEY WERE UNABLE TO OPEN
THE DRIVERS DOOR. I WENT TO THE PASSENGER'S DOOR
OF THE SUSPECT VEHICLE. THE WINDOW WAS DOWN
AND I WAS ABLE TO REACH IN AND UNLOCK THE
DOOR. THE SUSPECT WAS REMOVED FROM THE
VEHICLE. I WAS RELEASED FROM THE SCENE
BY SGT RUVIDO #5509 AT 2249 HOURS.

PROPERTY RELEASE

- WITH VALID PICTURE IDENTIFICATION, PRESENT THIS RELEASE AT THE POLICE PROPERTY ROOM, 1401 BROADWAY, SAN DIEGO, CA 92101 (ENTRANCE AT 15TH AND "E" ST.), BETWEEN THE HOURS OF 8:00 A.M. AND 5:00 P.M., MONDAY THROUGH FRIDAY TO RECOVER THE LISTED PROPERTY. FOR INQUIRIES CALL (619) 531-2866.
- THE POLICE PROPERTY ROOM IS CLOSED ON SATURDAYS, SUNDAYS AND HOLIDAYS.
- **FAILURE TO CLAIM THIS PROPERTY WITHIN 30 DAYS WILL RESULT IN ITS BEING DISPOSED OF ACCORDING TO LAW.**
- IF YOU WISH TO SEND SOMEONE ELSE TO PICK UP YOUR PROPERTY YOU MUST PROVIDE THEM WITH WRITTEN NOTARIZED AUTHORIZATION.

PERSON AUTHORIZING RELEASE MUST FILL IN ALL INFORMATION BELOW				
DATE OF CASE 05/11/16	CASE NO. OR BKG. NO. 16-019814	OTHER REFERENCE		PROPERTY TAG NUMBER 10623936
AUTHORIZED BY: SGT. G. FLOOD	ID # 4873	DIVISION INV # / HALL	TODAY'S DATE 05/12/16	

RELEASE TO:

NAME:

IRVIN ROSAS

ADDRESS:

SOUTHEASTERN AVENUE

CITY/STATE:
& ZIP CODE

THIS SECTION TO BE COMPLETED AT TIME OF RELEASE

I CERTIFY, UNDER PENALTY OF PERJURY, THAT I AM THE LAWFUL OWNER/GUARDIAN OF THE PROPERTY LISTED BELOW, AND THAT I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY FROM THE SAN DIEGO POLICE DEPT.

PROPERTY RECEIVED BY:

DATE: 5/12/16

RECIPIENT IDENTIFICATION / INFORMATION

WITNESS TO RELEASE INITIALS AND I.D. #

ITEMS TO BE RELEASED:

HANDCUFFS BELONGING TO OFFICER ROSAS
BARCODE 10623936

YOU MUST PROVIDE VALID PICTURE IDENTIFICATION TO RECEIVE PROPERTY

PD-184 (Rev. 5-01)



This information is available in alternative formats upon request.

THIS COPY: MAILED OR GIVEN TO OWNER

PROPERTY RELEASE

- WITH VALID PICTURE IDENTIFICATION, PRESENT THIS RELEASE AT THE POLICE PROPERTY ROOM, 1401 BROADWAY, SAN DIEGO, CA 92101 (ENTRANCE AT 15TH AND "E" ST.), BETWEEN THE HOURS OF 11:00 A.M. AND 4:00 P.M., MONDAY THROUGH FRIDAY TO RECOVER THE LISTED PROPERTY. FOR INQUIRIES CALL (619) 531-2866.
- THE POLICE PROPERTY ROOM IS CLOSED ON SATURDAYS, SUNDAYS AND HOLIDAYS.
- **FAILURE TO CLAIM THIS PROPERTY WITHIN 30 DAYS WILL RESULT IN ITS BEING DISPOSED OF ACCORDING TO LAW.**
- IF YOU WISH TO SEND SOMEONE ELSE TO PICK UP YOUR PROPERTY YOU MUST PROVIDE THEM WITH WRITTEN NOTARIZED AUTHORIZATION.

PERSON AUTHORIZING RELEASE MUST FILL IN ALL INFORMATION BELOW				
DATE OF CASE 05/11/16	CASE NO. OR BKG. NO. 16-019814	OTHER REFERENCE		PROPERTY TAG NUMBER 10622953
AUTHORIZED BY: SGT. G. FLOOD	ID # 4873	DIVISION INV # / HALL	TODAY'S DATE 05/19/16	

RELEASE TO:

NAME:

DAVID SERRANO

ADDRESS:

CITY/STATE:
& ZIP CODE

THIS SECTION TO BE COMPLETED AT TIME OF RELEASE

I CERTIFY, UNDER PENALTY OF PERJURY, THAT I AM THE LAWFUL OWNER/GUARDIAN OF THE PROPERTY LISTED BELOW, AND THAT I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY FROM THE SAN DIEGO POLICE DEPT.

PROPERTY RECEIVED BY:

DATE: 5/19/16

RECIPIENT IDENTIFICATION / INFORMATION

WITNESS TO RELEASE INITIALS AND I.D. #

ITEMS TO BE RELEASED:

BARCODE 10622953 Glock magazine
released TO OFFICER SERRANO #16912

YOU MUST PROVIDE VALID PICTURE IDENTIFICATION TO RECEIVE PROPERTY

PD-184 (Rev. 01-10)



This information is available in alternative formats upon request.

THIS COPY: MAILED OR GIVEN TO OWNER

SAN DIEGO POLICE DEPARTMENT
HOMICIDE SCENE ROSTER/SUMMARY REPORT

Location: PAGEL PL Date: 5-11-16 Time: 2210 Beat: 452

INCIDENT NUMBER: 160500 19409

Suspect(s): VILAYSANE, THONGSOUNE Victim(s): _____

10-20-86 (POSSIBLE) 5-5, 160

Sgt./Lt.: Ruvioo ID 5509 Scribe: Wolff ID#: 6911

SERGEANT'S CHECK LIST

1. ☒ SCENE CONTAINMENT, PROTECT EVIDENCE. TIME PERIMETER ESTABLISHED 2132 HRS.
2. ☒ INSURE SCENE IS LARGE ENOUGH (CONSIDER ESCAPE ROUTE OF SUSPECT).
3. ☒ NEIGHBORHOOD CHECK.
4. ☒ IDENTIFY, ISOLATE AND INTERVIEW ALL WITNESSES.
5. ☒ DOCUMENT WITNESS SEARCH.
6. ☒ ATTEMPT TO IDENTIFY THE SUSPECT.
7. ☒ BROADCAST ALL UNITS IF NECESSARY.
8. ☐ CONDUCT A FOLLOW UP INVESTIGATION WHENEVER POSSIBLE.
9. ☒ RECORD ALL LICENSE PLATES IN SCENE AREA.
10. ☒ PREPARE A LIST OF KEY WITNESSES TO DISCUSS DURING HOMICIDE BRIEFING.
11. ☐ REVIEW AND APPROVE ALL REPORTS FROM PATROL OFFICERS AT SCENE (HEADING ON REPORTS).
12. ☐ COMPLETE THE HOMICIDE ROSTER REPORT FORM.

UNIT RESPONSE AND ASSIGNMENT

1ST OFFICER/UNITS ON SCENE: 452 A

- | | | | |
|----------------------------|-----------------|-------------------------------|-----------------|
| 1. <u>R. CAMERON, RYAN</u> | ID# <u>6864</u> | 2. <u>SERRANO, DAVID</u> | ID# <u>6912</u> |
| 3. <u>BOGUEMAN, SHAWN</u> | ID# <u>7160</u> | 4. <u>T. STERLING, TREVOR</u> | ID# <u>6955</u> |

OFFICER'S ENTERING SCENE:

- | | | | |
|-------------------------|-----------------|---------------------|-----------------|
| 1. <u>WOLFF</u> | ID# <u>6911</u> | 2. <u>R. NELSON</u> | ID# <u>7445</u> |
| 3. <u>ROTH</u> | ID# <u>6840</u> | 4. _____ | ID# _____ |
| 5. <u>A. DYE MARTIN</u> | ID# <u>6642</u> | 6. _____ | ID# _____ |

OFFICER'S AT SCENE:

	NAME	ID#	UNIT #	ARJIS 9	SCENE ASSIGNMENT
1.	A. ALEXANDER	4638	43352	✓	SERGEANT
2.	M. ROTH	6057	442J3	✓	PERIMETER
3.	A. DYEMARTIN	6642	447H3	✓	SCRIBE
4.	R. NELSON	7443	447H3	✓	SCRIBE
5.	C. LARDENAS	6684	446J3	✓	WITNESS CHECK
6.	COSTON	7420	43302	✓	WITNESS CHECK <u>PAGEL</u>
7.	CARRAJAL	6810	43302	✓	WITNESS CHECK <u>PAGEL</u>
8.	ULOVEC	6767	438J3	✓	WELFARE CHECK <u>PAGEL PL</u>
9.	DERISID	7277	437J3	✓	WITNESS CHECK
10.	EDWARDS	6191	2904N3	✓	K9
	THIM	5466	2922N3	✓	K9
12.	RODARTE	8906	436P02	✓	WITNESS CHECK EAST <u>PAGEL PL</u>
13.	RASAS	7270	441J3	✓	WITNESS CHECK <u>PAGEL</u>
14.	HAMILTON	7339	43722	✓	EAST PERIMETER
15.	NAZAROV	6759	43722	✓	EAST PERIMETER
16.	DAVIS	6819	436P02	✓	TRAFFIC CONTROL
17.	ACEVEDO	7202	434Y2	✓	PERIMETER
18.	HINDS	5727	431Y2	✓	

MAJOR CRIME BRIEFING SCRIPT

(Homicide, Robbery, Sex Crimes, Child Abuse Units)

I am (rank/ID#/unit) JOSEPH RUVIDO #5509 - 43553

At 2126 hours, San Diego Police Communications received a call from (name/address/phone #):
1150/FAILURE TO YIELD BY SOUTHEASTERN CST OFFICERS

The call was entered in Communications at 2126 hours.

The call was dispatched at N/A hours. The incident number is 16050019409.

The call originally came in as a (type) 1150 - THEN FAILURE TO YIELD on Beat # 452
at (address) 6900 CIELO DR.

Weather conditions at the time of the incident were (clear/rain/foggy, etc.) CLEAR, DRY.

The approximate temperature at the time of the incident was 65° @ 2128 HOURS.

First officer(s) arrived on scene at hours 2126

1) Name	<u>DAVID SERRANO</u>	ID #	<u>6912</u>	Unit #	<u>454Q</u>
2) Name	<u>TREVOR STERLING</u>	ID #	<u>6955</u>	Unit #	<u>454Q</u>
3) Name	<u>RYAN CAMERON</u>	ID #	<u>6864</u>	Unit #	<u>452Q</u>
4) Name	<u>SHAWN BOGEMAN</u>	ID #	<u>7160</u>	Unit #	<u>452Q</u>
5) Name		ID #		Unit #	

Medics on Scene:

Paramedic Unit #	<u>12</u>	Engine Co #	<u>51</u>	transported the victim 1 to:	<u>N/A</u>
Paramedic Unit #		Engine Co #		transported the victim 2 to:	
Paramedic Unit #		Engine Co #		transported the victim 3 to:	
Paramedic Unit #		Engine Co #		transported the victim 4 to:	

<u>MEDIC-12</u>		
Paramedic #1	<u>MCCHULEY</u>	ID# <u>64740</u>
	<u>PILKERTON</u>	ID# <u>84867</u>
Paramedic #2		ID#
<u>ENB. 51</u>		ID#
Paramedic #3	<u>CAPT. GALL</u>	ID# <u>074341</u>
	<u>MARSHALL</u>	ID# <u>156726</u>
Paramedic #4	<u>STATEN</u>	ID# <u>301611</u>
	<u>CARPENTER</u>	ID# <u>206787</u>

The victim(s) is/was located: (describe scene, position of body, wounds if known and possible weapon)

The victim was pronounced dead by: Dr. MEDIC-12 at 2150 hours.
McChuley

Victim Information

Infant death - Primary caregiver during incident was: (name/address/phone #/dob/race/sex,etc.)

Victim #1 (Officer: _____ Unit#: _____ Location: _____)

Name: _____ How Victim Identified: _____

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Statement: _____

Victim #2 (Officer: _____ Unit#: _____ Location: _____)

Name: _____ How Victim Identified: _____

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Statement: _____

Victim #3 (Officer: _____ Unit#: _____ Location: _____)

Name: _____ How Victim Identified: _____

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Statement: _____

Victim #4 (Officer: _____ Unit#: _____ Location: _____)

Name: _____ How Victim Identified: _____

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Statement: _____

Suspect Information:

Suspect #1 (Officer: _____ Unit#: _____ Location: _____)

Name: VILAYSANE, THONGSOUNE

DOB: 10-20-85

Race: L Sex: M Ht. 5-5 Wt. 160

Address: _____

Phone: _____

Details: BASED ON GANG INTEL - POSS.

Suspect #2 (Officer: _____ Unit#: _____ Location: _____)

Name: _____

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Details: _____

Suspect #3 (Officer: _____ Unit#: _____ Location: _____)

Name: _____

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Details: _____

Suspect #4 (Officer: _____ Unit#: _____ Location: _____)

Name: _____

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Details: _____

Suspect Vehicle:

97 ACURA INTEGRA SILV. 2000R CA.

DOJ STOP / 10BS1 CASE # 16-03219SF - CARLSBAD PD

(5-6-16 D.O.T.)

R/O

SILV. 97 ACURA INT.

SYNOPSIS/SUMMARY: Is the case drug related, domestic violence related, gang related et al..

Initial information/interviews have revealed the following scenario/scene conditions:

CST WAS SET UP AT [REDACTED] PAGEL PL. (KNOWN DRUG/WEAPONS HOUSE)
THEY SAW A SILVER ACURA 2DR. LEAVE RESD. AT 2126 HRS CST
DID 11-50 WAS 454Q SEYRANO & STERLING - FAILURE TO YIELD - 1 MW.
SUSP VEH TC'D INTO PARKED VEH EAST CURB - 452Q CAMERON & BOGGEMAN
WERE BEHIND 454Q. ALL (4) OFFS OUT TO DO HOT STOP - SUSP PUT CAR
IN REV. BACKED UP TOWARDS OFF. SUSP VEH HIT FRONT OF PD CAR, THEN
TOWARDS OFF. JUMPED OUT OF WAY. ALL (4) SHOT AT SUSP.

Witness Information: SUSP DOWN / H-9 CLEANED CAR / SUSP 11-44

Witness #1 (Officer: 7160 Unit#: 452Q Location: S.E. SUB)

Name: BOGGEMAN, SHAWN

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Statement: _____

* OFFICERS AIRLED
SHOTS FIRED
21:28 HRS *

Witness #2 (Officer: 6864 Unit#: 452Q Location: S.E. SUB)

Name: CAMERON, RYAN

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Statement: _____

Witness #3 (Officer: 6955 Unit#: 454Q Location: S.E. SUB)

Name: STERLING, TREVOR

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Statement: _____

Witness #4 (Officer: 6912 Unit#: 454Q Location: 1 S.E SUB)

Name: SERRANO, DAVID

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Statement: _____

Witness #5 (Officer: _____ Unit#: _____ Location: _____)

Name: _____

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Statement: _____

Witness #6 (Officer: _____ Unit#: _____ Location: _____)

Name: _____

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Statement: _____

Witness #7 (Officer: _____ Unit#: _____ Location: _____)

Name: _____

DOB: _____

Race: _____ Sex: _____ Ht. _____ Wt. _____

Address: _____

Phone: _____

Statement: _____

Evidence:

RESIDENTIAL EXTERNAL VIDEO CAMS - [REDACTED] PAGE 12
CAM ON TOP OF GARAGE

RESIDENT [REDACTED]

- ACCORDING TO [REDACTED] VIDEO EQ WORKS - [REDACTED]
ENRT TO ASSIST

- WIT CHECKS BY CARLOS CARDENAS # 6684 - 446 J3
JUAN ROSAS # 7270 - 441 J3
[REDACTED] - ONLY HEARD SHOTS

UNK. BWC

BWC - Officer:	ID#:
BWC - Officer:	ID#:
BWC - Officer:	ID#:
BWC - Officer:	ID#:
BWC - Officer:	ID#:
BWC - Officer:	ID#:
BWC - Officer:	ID#:
BWC - Officer:	ID#:
BWC - Officer:	ID#:
BWC - Officer:	ID#:
BWC - Officer:	ID#:
BWC - Officer:	ID#:

Are there any questions?

Maintain control of the scene until the scene is released to the investigator. Do not release the scene prior to the arrival of an investigator without the approval of an investigator.

Control of the scene was relinquished to HOMICIDE TEAM 2 at 2343 hours.

☐ OFFICER'S REPORT ONLY
CONTINUED: ☐ ARR./JUV.CON.
FROM ☐ CRIME
☐ OTHER _____

SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE

PAGE 1 OF 1
CASE NUMBER 16050019409
16-019814

SECTION AND DESCRIPTION (ONE INCIDENT ONLY)	MONTH 05	DAY 12	YEAR 2016	DAY OF WEEK THU	TIME 0624
LOCATION OF INCIDENT (OR ADDRESS) 100 PAGEL PLACE	CITY SAN DIEGO			BEAT 452	DISTRICT
PERSON(S) INVOLVED: VICTIM	SUSPECT (IF NAMED)			PROPERTY TAG NO. (S)	

ON 05/12/2016 AT 0620 HOURS, I ASSISTED AT AN OFFICER-INVOLVED SHOOTING SCENE AT
PAGEL ST. AND BENSON AVE. I TOOK UP A PERIMETER POSITION AT 6600 CLEW DR. I THEN RETURNED
THE CST SERGEANT VEHICLE BACK TO SOUTHEASTERN DIVISION SUB-STATION.

REPORTING OFFICER P. MONTAYRE	I.D. # 6499	DIVISION SE-1	APPROVED BY: A. BRESE 6433	DATE OF REPORT:	MONTH 5	DAY 12	YEAR 2016	TIME 0857
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		SAN DIEGO REGIONAL OFFICER'S REPORT		INCIDENT NUMBER 16050019409	
				PAGE 1 of 1	
CODE SECTION AND DESCRIPTION VC / 2800.2(A):F / EVADE PEACE OFFICER WITH WANTON DISREGARD FOR SAFETY		DATE 05/11/2016	DAY OF WEEK Wednesday	TIME 21:30	
LOCATION OF INCIDENT (OR ADDRESS) 100 PAGEL PL			CITY SAN DIEGO	BEAT 452	
Body Camera: Body Camera Evidence Collected					

Officer's Statement:

On 05-11-16, at approximately 2126 hours, Officer Nelson #7443 and I responded to a radio call to assist the Southeastern Crime Suppression Team (CST) who was involved in a failure to yield at 6900 Celio Drive.

As Officer Nelson and I were enroute, officers on scene aired, via radio, "shots fired" at [REDACTED] Pagel Place. Officer Nelson and I arrived on scene at 2130 hours. We parked our patrol car on Pagel Place South of where the CST units were conducting a high risk vehicle stop on a silver Acura Integra that was in the driveway of [REDACTED] Pagel Place.

I assisted the CST units by handling the radio transmissions for them. I acted as incident commander until Sergeant Johnson #5174 arrived on scene and took over as the incident commander.

Once I was relieved by Sergeant Johnson, I removed my shotgun from the trunk of my car and I gave it to Officer Boggeman #7160 who was still involved with the highrisk vehicle stop on the Acura. I was instructed by Sergeant Alexander #4638 to move the closest patrol car towards the Acura to give the officers involved in the incident more cover. I moved the patrol car approximately 10 feet northbound so officers could use the vehicle as cover. I returned to my position of cover behind a gray car that was parked on the west curb line of Pagel Place and just to the south of the Acura.

After a few minutes I relieved Officer Boggeman and took his position and my shotgun. I remained with my shotgun pointing at the Acura until a canine officer moved towards the Acura to check the driver of the vehicle. I approached the vehicle and stood towards the front. I pointed my shotgun at the driver while other officers on scene checked him for a pulse and checked him for weapons. Once the driver was taken out of the car and checked for weapons, I returned to my patrol car to secure the shotgun.

I assisted Officer Nelson in performing the duties of the scribe while at the scene.

I remained at the scene until I was released by Sergeant Ruvido #5509 at 0525 hours.

Approved By: Sgt E. MCGUIRE #5736

REPORTING OFFICER ALAN DYEMARTIN	I.D. # 6642	DIVISION SE3	AGENCY SDPD	DATE OF REPORT 5/12/2016	TIME 01:12
-------------------------------------	----------------	-----------------	----------------	-----------------------------	---------------

☒ OFFICER'S REPORT ONLY

SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE

INC #16050019409

CONTINUED: ☐ ARR./JUV.CON.

FROM ☐ CRIME

☐ OTHER

PAGE

1 OF 2

CASE NUMBER

SECTION AND DESCRIPTION (ONE INCIDENT ONLY)

MONTH

5

DAY

11

YEAR

16

DAY OF WEEK

WED

TIME

2125

LOCATION OF INCIDENT (OR ADDRESS)

CITY

S.D.

BEAT

436

DISTRICT

PERSON(S) INVOLVED: VICTIM

SUSPECT (IF NAMED)

PROPERTY TAG NO. (S)

OFFICER STATEMENT:

ON 05/11/16 AT APPROXIMATELY 2125 HOURS I WAS AT SOUTHEASTERN DIVISION WHEN I HEARD A RADIO TRANSMISSION FROM A CRIME SUPPRESSION TEAM UNIT (CST).

THE CST UNIT WAS BROADCASTING BEING IN A VEHICLE PURSUIT. THE CST UNIT SOUNDED CALM AND IN CONTROL AS THEY BROADCAST INFORMATION FOR RESPONDING COVER UNITS.

BECAUSE PURSUITS ARE DANGEROUS AND OFFICERS ARE AT A TACTICAL DISADVANTAGE, I STARTED TOWARDS THE CST UNITS IN PURSUIT. AT SOME SHORTLY AFTER BROADCASTING THE PURSUIT A FRANTIC VOICE BROADCASTED "SHOTS FIRED". I ARRIVED ON SCENE 100 BLOCK OF PAGEL AT BENSON AVE AND ASSISTED SGT JOHNSON WITH A SAFE MANNER OF CLEARING THE SUSPECT VEHICLE WHICH HAD COME TO A STOP PARTIALLY IN THE DRIVEWAY OF [REDACTED] PAGEL. THE WHITE REVERSE LIGHTS WERE ON AND NO MOVEMENT SEEN. VERBAL COMMANDS BY OFFICERS AT THE SILVER COLOR SUSPECT VEHICLE WERE NEGATIVE FOR RESPONSE AS WELL.

OFFICERS CAMERON #6864 AND OFFICER SEURAND #6912 WERE EXPOSED TO THE POTENTIAL THREAT INSIDE THE SUSPECT VEHICLE SO I HAD THE CLOSEST POLICE UNIT ROLLED IN AND ANGLED TO PROVIDE COVER. ARBLE FROM ABOVE AND K-9 UNIT WERE USED TO SOFTEN THE VEHICLE FOR HUMAN MOVEMENT. THERE WAS NO MOVEMENT ALLOWING OFFICERS TO MOVE IN AND CONTACT THE GOLD MALE OCCUPANT.

REPORTING OFFICER

I.D. #

DIVISION

APPROVED BY:

MONTH

DAY

YEAR

TIME

ALEXANDER

4638

SE-2

9 MCLWIK

DATE OF REPORT:

05

11

16

2355

SHOOTING INCIDENT REPORT

DATE/TIME OF INCIDENT:	Wednesday	05/11/2016	2128 Hrs
	Day of Week	Date	Time
LOCATION OF INCIDENT:	100 Pagel Place	452	SE
	Address	Beat	Division

OFFICER(S) WHO FIRED:

1.	SERRANO, David	6912	SE
	Name	ID #	Division
	Type of Weapon Fired:	Handgun: Glock 17	Serial #: [REDACTED]
2.	STERLING, Trevor	6955	SE
	Name	ID #	Division
	Type of Weapon Fired:	Handgun: Glock 17	Serial #: [REDACTED]
3.	CAMERON, Ryan	6864	SE
	Name	ID #	Division
	Type of Weapon Fired:	Handgun: Sig 229	Serial #: [REDACTED]
4.	BOGGEMAN, Shawn	7160	SE
	Name	ID #	Division
	Type of Weapon Fired	Handgun: Glock 17	Serial #: [REDACTED]

OFFICER WITNESSES:

1.	None.		
	Name	ID #	Division

BRIEF DESCRIPTION OF INCIDENT: Southeastern Division Crime Suppression Team Officers Shawn BOGGEMAN #7160, David SERRANO #6912, Trevor STERLING #6955 and Ryan CAMERON #6864 were conducting surveillance of [REDACTED] Pagel Place. The officers saw Thongsoune VILAYSANE leave the residence and drive off in a silver Acura Integra. Officers CAMERON and BOGGEMAN saw VILAYSANE fail to stop for a stop sign. The officers attempted to conduct a traffic stop but VILAYSANE refused to pull over. A pursuit ensued. Officers CAMERON and BOGGEMAN were joined in the pursuit by Officers SERRANO and STERLING. VILAYSANE collided with a parked car along 100 Pagel Place. The four officers got out of their vehicles and attempted to conduct a high risk vehicle stop. VILAYSANE reversed direction, driving back towards the officers. All four officers fired.

LIST ANY DEATHS/INJURIES/PROPERTY DAMAGE: The vehicle being driven by VILAYSANE had been reported stolen in Carlsbad on 05/06/16. The vehicle was struck by numerous rounds and sustained extensive damage. VILAYSANE was pronounced dead at the scene.

Investigating Supervisor	ID #	Division	Date	Time
Sergeant Gregory Flood	4873	Homicide	05/13/16	1330 Hours

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

Synopsis

On May 11, 2016, at 2126 hours, Southeastern Division Crime Suppression Team Officers David SERRANO #6912, Trevor STERLING #6955, Ryan CAMERON #6864 and Shawn BOGGEMAN #7160 were conducting surveillance at [REDACTED] Pagel Place. The officers had received information the location was being frequented by gang members and that there was illicit narcotics activity at the residence. All the officers were in full uniform and driving marked police vehicles. Officers SERRANO and STERLING were partnered together in the same marked vehicle. Officers CAMERON and BOGGEMAN were partnered together in the same marked unit.

Officers SERRANO and STERLING took up a position on Cielo Drive where they could directly watch the residence. Officers CAMERON and BOGGEMAN took up a position several blocks away with the intent of stopping any individuals or vehicles that left the residence.

Officers SERRANO and STERLING saw Thongsoune VILAYSANE leave the residence and drive off in a 1997 silver Acura Integra [REDACTED]. They alerted Officers CAMERON and BOGGEMAN. Officers CAMERON and BOGGEMAN saw the vehicle fail to stop for a stop sign. The officers attempted to initiate a traffic stop but VILAYSANE refused to pull over and sped off. A pursuit ensued.

The pursuit lasted several minutes and looped around the neighborhood. At one point, VILAYSANE pulled in to the driveway at [REDACTED] Cielo Drive. Officer CAMERON approached the driver's side of the suspect vehicle. VILAYSANE reversed direction, swinging the front of the vehicle to the left and almost striking Officer CAMERON. Officer CAMERON was forced to jump out of the way to avoid being hit. VILAYSANE fled west on Cielo Drive. The officers returned to their patrol cars and continued the pursuit. Officers SERRANO and STERLING were now in the lead vehicle followed by Officers CAMERON and BOGGEMAN.

VILAYSANE struck a parked car along the east curb of 100 Pagel Place and stopped in the street. The road in front of him was clear and unobstructed. All four officers got out of their vehicles with their guns drawn. VILAYSANE reversed direction and struck the front of the police vehicle being driven by Officers SERRANO and STERLING. Officer SERRANO was positioned on the driver's side near the front of his patrol car. There were parked cars to his left impeding his movement. VILAYSANE reversed his car again,

Investigator's Report

Synopsis

Case #16-019814; #16-019824

Page 2

this time swinging the rear driver's side in the direction of Officer SERRANO. All four officers fired multiple rounds at VILAYSANE. He was struck repeatedly and died at the scene. No officers were injured. It was later learned the suspect's vehicle had been stolen in Carlsbad on May, 6, 2016.

VILAYSANE was on parole and had a long criminal history. He had prior convictions for robbery and weapons possession.

Reporting Detective Sgt. Gregory Flood #4873 I.D. 4873 Homicide Team: II
Approved by: Lt. Ray Valentin #4398 Date of this report: 05/18/2016 Time: 1136 Hours

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
Incident #16-050019409
Officers: BOGGEMAN, Shawn #7160, CAMERON, Ryan #6864,
SERRANO, David #6912, STERLING, Trevor #6955
Suspect: VILAYSANE, Thongsoune L/M, DOB: 10/20/85 (30)

Responding Sergeant's Report

On May 11, 2016, at 2159 hours, I was off duty when I received a phone call from Acting Lieutenant DEL TORO #4754 notifying me of an officer involved shooting at 100 Pagel Place. I called Detectives BALES #5873, WARRICK #4199, CLENDENEN #6236, YANKOVICH #5526 and Mario PEREZ #6312 and directed them to respond to the scene. Crime Scene Specialist (CSS) SOUTHERLNAD #8841 and Criminalist CORDES #8328 were notified and respond as well.

I arrived at the scene at 2253 hours and parked along the east curb of 100 South Woodman Street. There were marked police vehicles, uniformed officers and yellow crime scene tape at the intersection of 69th Street and Benson Avenue preventing any unauthorized access west on Benson Avenue. There were marked police vehicles, uniformed officers and yellow crime scene tape at the intersection of Benson Avenue and Pagel Place preventing any unauthorized access east on Benson Avenue and south on Pagel Place. There were marked police vehicles, uniformed patrol officers and yellow crime scene tape at the intersection of Cielo Drive and Pagel Place preventing any unauthorized access north on Pagel Place.

At 2323 hours, Sergeant RUVIDO #5509 conducted a briefing on the incident. The briefing was recorded by Detective BALES. Sergeant RUVIDO said at 2126 hours, San Diego Police Department (SDPD) Communications advised that Southeastern Division Crime Suppression Team (CST) Officers were involved in a vehicle pursuit in the 6900 block of Cielo Drive. Sergeant RUVIDO said the weather was clear and dry. The temperature was 65 degrees.

Sergeant RUVIDO identified the officers involved as:

Unit 454Q
Officer David SERRANO #6912
Officer Trevor STERLING #6955

Unit 452Q
Officer Ryan CAMERON #6864
Officer Shawn BOGGEMAN #7160

Sergeant RUVIDO said following the shooting, San Diego Fire Department (SDFD) Engine Company 51 and Medic Unit 12, Medics McCOLLEY #64740 and PILKERTON #84867, responded. Medic McCOLLEY pronounced the suspect dead at 2150 hours.

Sergeant RUVIDO said the suspect had been tentatively identified as:

VILAYSANE, Thongsoune
DOB: 10/20/85
Laotian male, 5'05" tall, 160 pounds

Sergeant RUVIDO said the suspect vehicle was a 1997 silver, two door, Acura Integra [REDACTED]. The vehicle had been reported stolen on 05/06/16 in Carlsbad. The vehicle was registered to [REDACTED] at [REDACTED].

Sergeant RUVIDO said Southeastern CST officers were conducting a surveillance of [REDACTED] Pagel Place. The residence is a known location for drug and weapons trafficking. The officers saw the suspect vehicle leave the location at 2126 hours. They attempted to stop the vehicle but the driver refused to pull over and a pursuit ensued. Sergeant RUVIDO said the pursuit went through the neighborhood and lasted about one minute. Sergeant RUVIDO said the suspect drove north on Pagel Place and collided with a car parked along the east curb line. Officers SERRANO and STERLING were in the lead vehicle. Officers CAMERON and BOGGEMAN were directly behind.

Sergeant RUVIDO said all four officers got out of their vehicles to conduct a high risk stop. The suspect put his vehicle in reverse and drove back towards the officers, hitting the front of one of the police vehicles. Sergeant RUVIDO said officers were forced to jump out of the way to avoid being hit. All four officers fired at the suspect vehicle. SDPD K-9 officers arrived and cleared the suspect vehicle. The suspect was pronounced dead at the scene and was not transported.

Sergeant RUVIDO said the residence at [REDACTED] Pagel Place was equipped with a video surveillance camera. Officers had made contact with the resident, [REDACTED]. The camera was operational.

Sergeant RUVIDO said Officers CARDENAS #6684 and ROSAS #7270 had conducted witness checks along both the west and east sides of [REDACTED]. They found no one who saw the incident, only people who heard the gunshots.

Sergeant RUVIDO said all four shooting officers were standing by at the Southeastern Division sub-station.

Sergeant RUVIDO ended the briefing at 2343 hours.

Following the briefing, I assigned Detectives BALES and WARRICK to process the scene for evidence, along with CSS SOUTHERLAND and Criminalist CORDES. I assigned Detective YANKOVICH to contact BURTON and retrieve any video surveillance footage. I assigned Detectives CLENDENEN and PEREZ to conduct a witness check of the area.

At approximately 0135 hours, Officers SERRANO, STERLING, CAMERON and BOGGEMAN returned to the scene and participated in a "walk through" of the shooting. All the walk throughs were conducted independently. Attorney Amy MARGOLIS accompanied each officer. Detective BALES recorded each walk through on digital audio. Following the walk throughs, all four officers were taken to SDPD Headquarters for further processing.

I left the scene at 0204 hours and responded to SDPD Headquarters where I met with the four shooting officers. I accompanied them to the evidence processing room. CSS SOUTHERLAND took photographs of all four officers and collected their handguns. The officers were photographed at the following times:

Officer BOGGEMAN 0235 hours
Officer STERLING 0240 hours
Officer CAMERON 0243 hours
Officer SERRANO 0246 hours

I left Headquarters and arrived back to 100 Pagel Place at 0340 hours. Dr. MENA of the San Diego County Medical Examiner's Office was already at the scene. Upon examining the body, he definitively identified the decedent as Thongsoune VILAYSANE. The identification was confirmed through photographs and tattoos.

VILAYSANE was on parole. According to his parole record, he was [REDACTED]
[REDACTED]

At 0440 hours, Acting Lieutenant DEL TORO and I went to the residence. We spoke with [REDACTED]
[REDACTED] She explained [REDACTED] was out of town. She said Thongsoune VILAYSANE was her [REDACTED] She confirmed he was living at the location. Acting Lieutenant DEL TORO and I informed her of the circumstance of her [REDACTED] death. I left her my business card and told her I would be the appropriate point of contact regarding the investigation.

On May 13, 2016, Acting Lieutenant DEL TORO and I interviewed officers CAMERON, SERRANO, BOGGEMAN and STERLING. All interviews were recorded on digital audio and conducted independently. Attorney MARGOLIS was present and represented each officer (see report documenting each officers interview for details).

Reporting Detective Sgt. Gregory Flood #4873 I.D. 4873 Homicide Team: II
Approved by: Lt. Ray Valentin #4398 Date of this report: 05/18/2016 Time: 1120 Hours

SAN DIEGO POLICE DEPARTMENT HOMICIDE SECTION CALLOUT SHEET

DATE/TIME: 05/11/2016 2128

LOCATION: 100 Pagel PL

AREA: SE BEAT: 452 APT: CASE TYPE: OIS-Special Investigation CASE #: 16-019814

RELATED CASE TYPE / #: WEAPON: METHOD OF DEATH: MOTIVE:
245(A)1) PC #16-019824 Other

VICTIM

NAME : BOGGEMAN, Shawn

RACE: SEX: HEIGHT: WEIGHT: AGE: DOB:
IDENTIFICATION: SSN: CDL FBI : CII :
HOME ADDRESS PHONE
OCCUPATION EMPLOYER PHONE

SUSPECT(s)

NAME: VILAYSANE, Thongsoune

RACE: Laotian SEX: Male HEIGHT: 5'06" WEIGHT: 180 AGE: DOB: 10/20/1985
IDENTIFICATION SSN: [REDACTED] CDL FBI : CII :
HOME ADDRESS PHONE

[REDACTED]
OCCUPATION EMPLOYER PHONE
ARREST DATE: CHARGES: WARRANT:

Print Date 10/6/2016
Case # 16-019814
Victim: BOGGEMAN, Shawn

INVESTIGATIVE PERSONNEL

HOMICIDE PERSONNEL:

SGTD MANUEL DEL TORO 4754
SGTD GREGORY FLOOD 4873
POLDET VINCENT BALES 5873
POLDET ANNA YANKOVICH 5526
POLDET TAMMY CLENDENEN 6236
POLDET MARIO PEREZ 6312
POLDET DEANNA WARRICK 4199

FORENSIC SPECIALIST: Southerland
CRIMINALIST: Cordes
TEAM :
DDA:
MEDICAL EXAMINER: Mena
INVESTIGATOR:

CANCELLED BY: V. BALES/S. SHEBLOSKI DATE: 10/6/2016 TO RECORDS: 10/6/2016

CASE SYNOPSIS / REVISIONS

On May 11, 2016, at 2126 hours, Southeastern Division Crime Suppression Team Officers David SERRANO #6912, Trevor STERLING #6955, Ryan CAMERON #6864 and Shawn BOGGEMAN #7160 were conducting surveillance at [REDACTED] Pagel Place. The officers had received information the location was being frequented by gang members and that there was illicit narcotics activity at the residence. All the officers were in full uniform and driving marked police vehicles. Officers SERRANO and STERLING were partnered together in the same marked vehicle. Officers CAMERON and BOGGEMAN were partnered together in the same marked unit.

The officers saw Thongsoune VILAYSANE leave the residence in a 1997 silver Acura Integra [REDACTED]. Officers CAMERON and BOGGEMAN saw the vehicle fail to stop for a stop sign. The officers attempted to initiate a traffic stop but VILAYSANE refused to pull over and sped off. A pursuit ensued.

The pursuit lasted several minutes and looped around the neighborhood. At one point, VILAYSANE pulled in to a driveway on Cielo Drive. Officer CAMERON approached the driver's side of the suspect vehicle. VILAYSANE reversed direction, swinging the front of the vehicle to the left and almost striking Officer CAMERON. Officer CAMERON was forced to jump out of the way to avoid being struck. VILAYSANE fled west on Cielo Drive. The officers returned to their patrol cars and continued the pursuit. Officers SERRANO and STERLING were now the lead vehicle followed by Officers CAMERON and BOGGEMAN.

VILAYSANE struck a parked vehicle along the east curb of 100 Pagel Place and stopped in the street. The road in front of the suspect was unobstructed. All four officers got out of their vehicles with their guns drawn. VILAYSANE reversed direction and struck the front of the police vehicle being driven by Officers SERRANO and STERLING. Officer SERRANO was positioned on the driver's side near the front of his patrol car. There were parked cars to his left impeding his movement. VILAYSANE reversed his car again, this time swinging the rear driver's side in the direction of Officer SERRANO. All four officers fired multiple rounds at VILAYSANE. He was struck repeatedly and died at the scene. No officers were injured. It was later learned the suspect's vehicle had been stolen in Carlsbad on 05/06/16.

Prepared By: GREGORY FLOOD, SGTD ID 4873

Date: Prepared: 5/12/2016 Revised:

Print Date 10/6/2016

Case # 16-019814

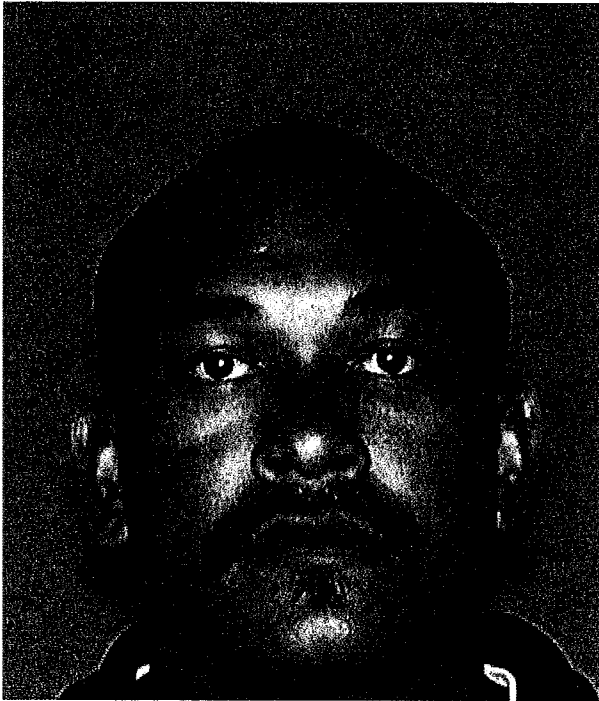
Victim: BOGGEMAN, Shawn

VALAYSANE was on parole and had a long criminal history. He had prior convictions for robbery and weapons possession.

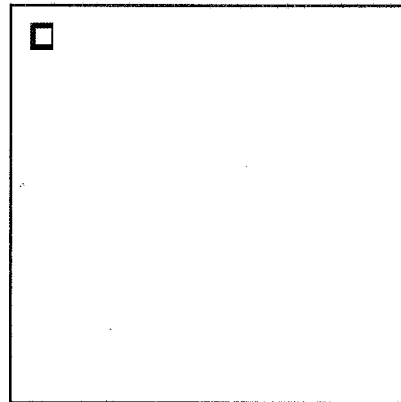
On 05/12/16, an autopsy was conducted on VILAYSANE by Dr. MENA of the San Diego County Medical Examiner's Office. VILAYSANE was struck by multiple gunshots. Fifteen missiles were recovered from his body.

CALIFORNIA DEPARTMENT OF MOTOR VEHICLES
IMAGE RECORD FOR:
VILASANE THONGSOUNE

EXPIRES: **CLASS:** **SEX:** M
HAIR: BLK **EYES:** BRN **HEIGHT:** 505 **WEIGHT:** 160
DATE OF BIRTH: 10/20/1985
ADDRESS:
PHOTO DATE: 09/15/2015 **PHOTO OFFICE:** 669 **APPLICATION DATE:** 09/15/2015 **APPLICATION OFFICE:** 669
ISSUE DATE: N/A **ISSUE OFFICE:** N/A **RESTRICTIONS:**



FINGERPRINT:



This photograph is a true copy of the photograph that is contained on the Department of Motor Vehicles photo database and delivered over the Department of Justice Cal-Photo communications network.

Date: _____ /s/ _____

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

Vehicle Processing:

On May 11, 2016 at approximately 2215 hours Homicide Team II responded to the 100 Block of Pagel Place for an Officer involved shooting. After the briefing, Detective Sgt. G. Flood#4873 assigned me to process the crime scene with Detective D. WARRICK #4199, and Crime Scene Specialist A. SOUTHERLAND #8841.

After processing the scene the suspect vehicle involved in the incident, a 1997 silver Acura Integra bearing California license plate [REDACTED] was towed to the SDPD Northwestern Substation and was secured in a covered garage facility.

On May 16, 2016 at approximately 0700 hours Crime Scene Specialist A. SOUTHERLAND #8841, Criminalist S. Cordes #8328, Criminalist D. Blackwell #8538, Detective A. YANKOVICH #5526, and I went to SDPD Northwestern substation to process the vehicle.

Crime Scene Specialist A. SOUTHERLAND unlocked the secured garage. The vehicle appeared to be in the same condition as when it was towed from the crime scene.

Crime Scene Specialist A. SOUTHERLAND started processing the vehicle by taking overall photos of the vehicle. Once overall photographs were completed we searched the vehicle and assigned placards to evidence to be collected. The evidence was photographed in place prior to collection by CSS SOUTHERLAND with labeling chronological placards (#61 to #82). I have attached a table of evidence below.

Item Found	Location Found	Found by	Collected By
61. Paint scrapings	rear passenger side bumper	CSS SOUTHERLAND	CSS SOUTHERLAND
62. Paint scrapings	Rear passenger side bumper	CSS SOUTHERLAND	CSS SOUTHERLAND

Item Found	Location Found	Found by	Collected By
63. Paint scrapings	Front passenger side bumper	CSS SOUTHERLAND	CSS SOUTHERLAND
64. Expended Bullet	Driver side door jam	Criminalist CORDES	CSS SOUTHERLAND
65. Expended bullet	Driver's side door	Criminalist CORDES	CSS SOUTHERNLAND
66. Expended bullet	Rear driver side door jam	Criminalist CORDES	CSS SOUTHERLAND
67. Expended bullet	Rear windshield	Criminalist CORDES	CSS SOUTHERLAND
68. Expended bullet	Rear passenger side window	Criminalist CORDES	CSS SOUTHERLAND
69. Expended bullet	Rubber frame of rear hatchback	Criminalist CORDES	CSS SOUTHERLAND
70. Bag with air soft gun	Rear seat behind driver's seat	Detective A. YANKOVICH	CSS SOUTHERLAND
71. Expended bullet	Laying loose in the trunk of vehicle	Criminalist CORDES	CSS SOUTHERLAND
72. Glass fragments	Driver's side floor board	CSS SOUTHERLAND	CSS SOUTHERLAND
73. Blood Swab	Driver's seat	CSS SOUTHERLAND	CSS SOUTHERLAND
74. Receipts	Center console	Detective A. YANKOVICH	CSS SOUTHERLAND
75. Expended bullet	Center of dashboard	Criminalist CORDES	CSS SOUTHERLAND
76. Expended bullet	Brown back pack back seat	Detective BALES	CSS SOUTHERLAND
77. Brown back pack with prescription bottle in suspect name	Back seat	Detective BALES	CSS SOUTHERLAND
78. Expended bullet	Passenger side door	Criminalist CORDES	CSS SOUTHERLAND
79. Expended bullet	Passenger side door	Criminalist CORDES	CSS SOUTHERLAND
80. Expended bullet	Passenger side door	Criminalist CORDES	CSS SOUTHERLAND
81. Expended bullet	Middle of back seat	Criminalist CORDES	CSS SOUTHERLAND
82. Expended bullet	Passenger side door	Criminalist CORDES	CSS SOUTHERLAND

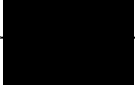

While Detective YANKOVICH, CSS SOUTHERLAND, and I were processing the evidence on the Criminalist S. CORDES and Criminalist D. Blackwell #8538 were working on the possible trajectory for

the bullets fired into the vehicle. Criminalist S. CORDES used alphabetical sticker placards to mark possible paths of the bullets. (See Criminalist S. CORDES' investigation for details.)

After Criminalist CORDES and BLACKWELL completed their investigation CSS attempted to recover latent finger prints from the passenger compartment of the vehicle. CSS SOUTHERLAND did not recover any latent fingerprints.

At approximately 1600 hours we completed the processing of the vehicle. The garage was secured by CSS SOUTHERLAND.

All the evidence was collected and impounded at SDPD headquarters by CSS SOUTHERLAND under the incident.

Reporting Detective Det. Vincent Bales  I.D. 5873 Homicide Team: II
Approved by: Sgt. Gregory Flood #4873  Date of this report: 05/18/2016 Time: 1343 Hrs.

STATE OF CALIFORNIA
DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

VEHICLE REPORT

CHP 180 (Rev. 7-13) OPI 081

NOTE: CHP 180 IS FURNISHED TO ALL PEACE
OFFICERS BY THE CALIFORNIA HIGHWAY PATROL

REPORTING DEPARTMENT CARLESD PD		LOCATION CODE [REDACTED]	DATE / TIME OF REPORT 5-6-16 / 1050	NOTICE OF STORED VEHICLE DELIVERED PERSONALLY <input type="checkbox"/>	FILE NO. 16-03219
LOCATION TOWED / STOLEN FROM [REDACTED]		ODOMETER READING APPROX 180,000	VIN CLEAR IN SVS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO LIC. CLEAR IN SVS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	DATE / TIME DISPATCH NOTIFIED 5-6-16 / 1122	
YEAR 97	MAKE ACURA	MODEL INTEGRA	BODY TYPE 2D	COLOR SIL	LICENSE NO. [REDACTED]
VEHICLE IDENTIFICATION NO. [REDACTED]			ENGINE NO. [REDACTED]	VALUATION BY <input checked="" type="checkbox"/> OFFICER <input type="checkbox"/> OWNER <input type="checkbox"/> 0-500 <input checked="" type="checkbox"/> 501-4000 <input type="checkbox"/> 4001+ <input type="checkbox"/> \$	
REGISTERED OWNER [REDACTED]			LEGAL OWNER <input checked="" type="checkbox"/> SAME AS R/O <input type="checkbox"/> [REDACTED]		

☐ STORED ☐ IMPOUNDED ☐ RELEASED ☐ RECOVERED - VEHICLE / COMPONENT

TOWING / STORAGE CONCERN (NAME, ADDRESS, PHONE)

STORAGE AUTHORITY / REASON

REASON FOR STOP

AIRBAG?

☐ YES ☐ NO ☐ 1 ☐ 2

DRIVEABLE?

☐ YES ☐ NO ☐ JUNK ☐ UNK

VIN SWITCHED?

☐ YES ☐ NO

CONDITION	YES	NO	ITEMS	YES	NO	ITEMS	YES	NO	ITEMS	YES	NO	TIRES / WHEELS	CONDITION
WRECKED			SEAT (FRONT)			REGISTRATION			CAMPER			LEFT FRONT	
BURNED HULK per 431(b) CVC			SEAT (REAR)			ALT. / GENERATOR			VESSEL AS LOAD			RIGHT FRONT	
VANDALIZED			RADIO			BATTERY			FIREARMS			LEFT REAR	
ENG. / TRANS. STRIP			TAPE DECK			DIFFERENTIAL			OTHER			RIGHT REAR	
MISC. PARTS STRIP			TAPE			TRANSMISSION						SPARE	
BODY METAL STRIP			OTHER RADIO			AUTOMATIC						HUB CAPS	
LOGICAL STRIP per 431(b) CVC			IGNITION KEY			MANUAL						SPECIAL WHEELS	

RELEASE VEHICLE TO: ☐ R/O OR AGENT ☐ AGENCY HOLD ☐ 22850.3 CVC

GARAGE PRINCIPAL / AGENT STORING VEHICLE (SIGNATURE)

DATE / TIME

NAME OF PERSON / AGENCY AUTHORIZING RELEASE

I.D. NO.

DATE

CERTIFICATION: I, THE UNDERSIGNED, DO HEREBY CERTIFY THAT I AM LEGALLY
AUTHORIZED AND ENTITLED TO TAKE POSSESSION OF THE ABOVE DESCRIBED VEHICLE.

SIGNATURE OF PERSON AUTHORIZING RELEASE

SIGNATURE OF PERSON TAKING POSSESSION

☒ STOLEN VEHICLE / COMPONENT ☐ EMBEZZLED VEHICLE ☐ PLATE(S) REPORT

DATE / TIME OF OCCURRENCE 5-6-16 / 1053D-1000	DATE / TIME REPORTED 5-6-16 / 1050	NAME OF REPORTING PARTY (R/P) [REDACTED]	DRIVER LICENSE NO. / STATE [REDACTED]
LAST DRIVER OF VEHICLE [REDACTED]	DATE / TIME 5-6-16 / 0530	ADDRESS OF R/P [REDACTED]	TELEPHONE OF R/P [REDACTED]

I CERTIFY OR DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF
THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

REMARKS

(LIST PROPERTY, TOOLS, VEHICLE DAMAGE, ARRESTS)

DRIVER'S NAME	ARRESTED / SECTION? <input type="checkbox"/> YES <input type="checkbox"/> NO	REPORTED BY WARNING - CONFIDENTIAL RECORD	CARGO / TYPE? <input type="checkbox"/> YES <input type="checkbox"/> NO	VALUE \$ <input type="checkbox"/> BILL OF LANDING ATTACHED
---------------	---	---	---	---

This document is confidential and has been released per CA Government Code
62546 to the individual/agency below for the specific purpose for which it was
requested. Subsequent dissemination, distribution, or copying of this document
is unauthorized.

Release to:

Name/Title and Agency

Hines

Date

5/18/16



FRONT



LEFT SIDE



RIGHT SIDE



REAR



TOP

SIGNATURE OF OFFICER TAKING REPORT

I.D. NO.

SUPERVISOR

REQUIRED NOTICES SENT TO REGISTERED
AND LEGAL OWNERS PER 22852 CVC? ☐ YES ☐ NO

DATE NOTIFIED

STOLEN / EMBEZZLED NARRATIVE

1. AREA <input type="checkbox"/> RURAL <input checked="" type="checkbox"/> URBAN		2. TAKEN FROM <input type="checkbox"/> STREET <input checked="" type="checkbox"/> PARKING LOT <input type="checkbox"/> GARAGE <input type="checkbox"/> DRIVEWAY <input type="checkbox"/> OTHER				3. REGISTRATION IN VEHICLE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
4. WAS NEIGHBORHOOD CHECKED FOR VEHICLE, WITNESSES, CLUES, OTHER CRIMES? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		5. PAYMENTS CURRENT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		6. DOORS LOCKED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		7. KEYS IN VEHICLE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
8. WHEN WAS VEHICLE LAST SERVICED? FEB 2016		9. WHERE? FRIEND'S HOUSE				10. IS THIS THE USUAL MECHANIC? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
11. RECENTLY LEFT IN PARKING GARAGE OR PARKING VALET SERVICE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		12. IF YES, WHERE?		13. VEHICLE EQUIPPED WITH ORIGINAL ENGINE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNK			
14. ORIGINAL TRANSMISSION? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		15. ORIGINAL PAINT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		16. IF ANSWER TO 14, 15, OR 16 IS NO, PROVIDE ADDITIONAL INFORMATION, SERIAL NO., ORIGINAL COLOR, ETC. N/A			
17. HAS VEHICLE BEEN PREVIOUSLY INVOLVED IN AN ACCIDENT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		18. IF YES, HAS DAMAGE BEEN FIXED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		19. PARTS DAMAGED N/A			
20. FACTORY EQUIPPED RADIO? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		21. IF NO, MAKE AND SERIAL NO.		22. DOES VEHICLE HAVE LOCKING GAS CAP? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
23. IS VEHICLE FULLY INSURED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		24. NAME / ADDRESS OF INSURANCE COMPANY LINK					
25. NAME / ADDRESS OF NEAREST RELATIVE NOT LIVING WITH R/P [REDACTED] - SAN DIEGO, CA							
26. IDENTIFYING MARKS, BUMPER STICKERS, ADD ON EQUIPMENT, ETC. W/S STICKER, REAR WINDOW STICKER, GOLD RIMS, TINTED WINDOWS							
27. SUSPECT NAME UNKNOWN		28. DRIVER LICENSE NO. / STATE		29. ADDRESS			
30. HEIGHT		31. WEIGHT		32. EYES		33. HAIR	
34. MISC.							

RECOVERY NARRATIVE

29. NAME, DATE AND CASE NUMBER OF REPORTING AGENCY					
30. AREA RECOVERED <input type="checkbox"/> RURAL <input type="checkbox"/> URBAN		31. DESCRIPTION OF RECOVERY AREA		32. RECOVERY <input type="checkbox"/> COMPLETE <input type="checkbox"/> PARTIAL	
33. ANY EVIDENCE LOCATED? <input type="checkbox"/> YES <input type="checkbox"/> NO		34. WITNESSES, CLUES AND OTHER CRIMES		35. HAVE MISSING, IDENTIFIABLE PARTS BEEN ENTERED IN SVS? <input type="checkbox"/> YES <input type="checkbox"/> NO	

COMPONENT RECOVERY

36. DESCRIPTION	37. SERIAL NO.
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NARRATIVE

OWNER LEFT VEHICLE UNLOCKED IN WORKPLACE PARKING LOT WITH KEYS IN OR ON CENTER CONSOLE 5-6-16/0530. WHEN HE RETURNED ON A BREAK AT 1000 HRS, THE VEHICLE WAS GONE. NO VIDEO OR SUSPECT INFORMATION AT THIS TIME.

VEHICLE WAS ENTERED INTO SVS.

SITE SECURITY MANAGER LATER PROVIDED VIDEO BY EMAIL WHICH REVEALED THE VEHICLE WAS TAKEN AT 0908 HOURS BUT THE SUSPECT(S) WERE NOT IDENTIFIABLE.

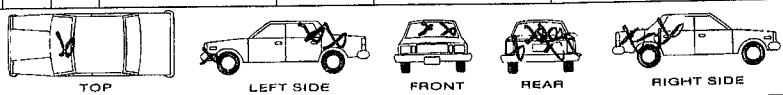
SITE SECURITY - [REDACTED]

EVIDENCE: DIGITAL VIDEO FILE UPLOADED INTO QUERL

San Diego Regional
Incident Report

BARCODE
10621415

INC# Press Firmly
16050019409

Reporting Department SDPD		Beat Number 452		Date / Time of Report 05.12.16 / 0800		Notice of Stored Vehicle Delivered Personally <input type="checkbox"/>		Case Number 16 019814	
Location Towed / Recovered from PAGE 1				Odometer Reading		VIN Clear in SVS? <input type="checkbox"/> Yes <input type="checkbox"/> No		Date / Time Dispatch Notified	
License Number 99		State CA		Plate Type A		Exp. (Mo / Year) 07/16		Engine Number	
Year 99		Make ACURA		Model INTEGRA		Body Type 2-D		Color Combination SLVR / BLK	
Appraised value <input type="checkbox"/> 0-300 <input checked="" type="checkbox"/> 301-4000 <input type="checkbox"/> 4000+		Owner Valuation \$							
Condition	Yes	No	Items	Yes	No	Items	Yes	No	Items
Wrecked		<input checked="" type="checkbox"/>	Seat (Front)	<input checked="" type="checkbox"/>		Driving Lights	<input checked="" type="checkbox"/>		Tires / Wheels
Burned		<input checked="" type="checkbox"/>	Seat (Rear)	<input checked="" type="checkbox"/>		Registration	<input checked="" type="checkbox"/>		Left Front
Vandalized		<input checked="" type="checkbox"/>	Radio	<input checked="" type="checkbox"/>		Alt / Generator	<input checked="" type="checkbox"/>		Right Front
Eng / Trans Strip		<input checked="" type="checkbox"/>	Tape Deck			Battery	<input checked="" type="checkbox"/>		Left Rear
Misc. Parts Strip		<input checked="" type="checkbox"/>	Tapes (#)			Differential	<input checked="" type="checkbox"/>		Right Rear
Body Metal Strip		<input checked="" type="checkbox"/>	Other Stereo			Transmission	<input checked="" type="checkbox"/>		Spare
Doors Locked		<input checked="" type="checkbox"/>	Car Phone			Automatic	<input checked="" type="checkbox"/>		Hub Caps (#)
Ignition Locked		<input checked="" type="checkbox"/>	Ignition Key	<input checked="" type="checkbox"/>		Tampered Ignition	<input checked="" type="checkbox"/>		Special Wheels
Location Stolen from			Vehicle Damage						
									
Identifying Marks, Damage, Interior (Describe Color(s). If Customized, Etc.) Continue in Narrative As Necessary								Insurance Carrier	
CURRENT / REGISTERED OWNER					LEGAL OWNER				
Name (Last, First, Middle)					Name (Last, First, Middle)				
Apt / Suite #					Street Address				
City					City				
State					State				
Zip					Zip				
Phone					Phone				
Day ()					Day ()				
Night ()					Night ()				
<input checked="" type="checkbox"/> STORED					<input checked="" type="checkbox"/> IMPOUNDED				
<input type="checkbox"/> RELEASED					<input checked="" type="checkbox"/> RECOVERED - VEHICLE / COMPONENT				
Towing Storage Concern (Name, Address, Phone)					Towed To / Stored At:				
SDPD / VIA ROAD ONE					12592 EL CAMINO REAL / BAY 4				
Storage Authority and Reason					VIN Appears Altered / Removed				
22655. S(B) CVC / EVIDENCE HOLD					<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Release Vehicle <input type="checkbox"/> R / O Agent <input checked="" type="checkbox"/> Agency Hold					VIN Switched				
					<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Date					Date				
5.12.16					0830				
Name of Person Authorizing Release (Print)					Certification: I, the Undersigned, Do Hereby Certify that I Am Legally				
B. CASSIDY 1283					Authorized and Entitled to Take Possession of the Above Described				
Signature of Person Authorizing Release					Vehicle.				
X					X				
					Signature of Person Taking Possession				
<input type="checkbox"/> STOLEN VEHICLE / COMPONENT					<input type="checkbox"/> EMBEZZLED VEHICLE				
<input type="checkbox"/> PLATE(S) REPORT									
Date and Time of Occurrence		Name of Reporting Party			Driver's License			State	
Home Address		Telephone			Business Address			Telephone	
Owner of Vehicle		Date			Time			Address	
I Certify or Declare Under the Laws of the State of California That the Foregoing is True and Correct.		Signature of Person Making Stolen Report			Date			Time	
X		X			5.12.16			0830	
Reporting Officer		I.D. #			Division			Approved By	
								3886	
Required Notices sent to Registered and Legal Owners Per 22852 CVC		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			Date Notified			Validation Notice Sent	
								<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
								Date Notified	

CONTINUED FROM CRIME		SAN DIEGO REGIONAL OFFICER'S REPORT		INCIDENT NUMBER 16050019409	
CODE SECTION AND DESCRIPTION VC / 10851(A):F / TAKE VEHICLE W/O OWNER'S CONSENT/VEHICLE THEFT				PAGE 1 of 1	
LOCATION OF INCIDENT (OR ADDRESS) [REDACTED] PAGEL PL		DATE 05/11/2016	DAY OF WEEK Wednesday	TIME 21:00	
Body Camera: No Body Camera Evidence Collected		CITY SAN DIEGO		BEAT 452	

ORIGIN:

On 05-12-2016 at 0630 hours, I took a perimeter post at Woodman and Benson street on the scene of an Officer Involved Shooting, at [REDACTED] Pagel Place in San Diego CA.

OFFICER STATEMENT:

I arrived at the perimeter post at 0631 hours. At approximately 0834 hours, I assisted the tow truck driver, [REDACTED] (Road One Driver [REDACTED]), with loading the stolen suspect vehicle, which was a 1997 silver Acura Integra 2 door (plate [REDACTED]) for evidence. The key to the vehicle was left in the ignition. The tow truck driver wore gloves the entire time he loaded/ unloaded the suspect vehicle. I also wore latex gloves any time I touched the suspect vehicle to assist the tow truck driver.

I followed the tow truck to the vehicle evidence impound lockers at the SDPD Northwestern Substation at 12592 El Camino Real. We arrived at approximately 0925 hours.

I impounded the vehicle on an evidence hold at locker #4, with the keys still in the ignition, under barcode 10621415.

I contacted records and recovered the stolen vehicle.

Approved By: Sgt. R. Battrick #3886

REPORTING OFFICER BRIAN CASSIDY	I.D. # 7283	DIVISION SE1	AGENCY SDPD	DATE OF REPORT 5/12/2016	TIME 10:31
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**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

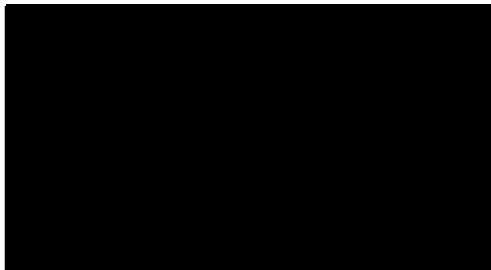
DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

SUBJECT INTERVIEWED



WITNESS STATEMENT:

On Wednesday, May 11, 2016, at approximately 2216 hours, I was off duty when I received a telephone call from Sergeant Greg FLOOD #4873 notifying me of an officer involved shooting at 6500 Benson Avenue. I responded to the scene and arrived at approximately 2300 hours.

I met with other members of Homicide Team II including Sergeant FLOOD, Detectives BALES #5873 (scene), WARRICK #4199, YANKOVICH #5526, and CLENDENEN #6236. Crime Scene Specialist SOUTHERLAND #8841 responded as well.

At 2325 hours, Patrol Sergeant Joseph RUVIDO #5506 conducted a briefing on the patrol response to the incident. Sergeant Ruvido stated the Southeastern Crime Suppression Team were watching a known gang and weapons house at [REDACTED] Pagel Place. Crime Suppression Team Officers SERRANO #6912 and STERLING #6955 noticed a silver two door Acura leaving the target house. At 2126 hours, Southeastern Crime Suppression Team Officers attempted to conduct a traffic stop on the silver Acura and a pursuit ensued. The silver Acura crashed into a parked car at 100 Pagel Place. Southeastern Crime Suppression Team Officers SERRANO, STERLING, CAMERON #6864 and BOGGEMAN #7160 initiated a high risk vehicle stop. The driver of the silver Acura put the vehicle in reverse driving back towards the officers. All four officers discharged their service weapons and advised the suspect was down at 2128 hours.

The briefing concluded at approximately 2343 hours. Following the briefing, Sergeant FLOOD directed Detective CLENDENEN and I to conduct witness checks in the surrounding area.

Investigator's Report

Witness: [REDACTED]

Case #16-019814; #16-019824

Page 2

THE FOLLOWING ADDRESSES WERE CHECKED

[REDACTED] No answer

[REDACTED] No answer

[REDACTED] No answer (good vantage point, vehicle in driveway [REDACTED])

[REDACTED] No answer

On Wednesday, May 11, at approximately 2351 hours I contacted [REDACTED] and [REDACTED] at [REDACTED]. Although there were numerous individuals in the front yard of [REDACTED] I spoke to [REDACTED] and [REDACTED] individually and away from the group.

I audio recorded the interviews and documented it in the statement below. My report is not intended to be verbatim but an accurate reflection of what was said. I later downloaded the file onto a CD-R disk. I attached a copy of the CD-R disk to this report.

STATEMENT OF [REDACTED] (WITNESS)

We were having [REDACTED] practice in the back yard when we heard something happening. We heard the helicopter over head. We walked out to the front yard and I saw the car hit a parked car. I heard the officers yelling to the guy to get out of the car. Then the guy put the car in reverse and hit the police car. The sound of the car hitting the police car was loud. When the car hit the police car the police officers began shooting. I heard five to six shots and we immediately went back inside.

Initially we heard the officers yelling at the guy, that is what got our attention when we were in the back. But since I don't understand English I don't know what directions they were yelling at the guy. The police officers yelled at the guy three times. This occurred around nine thirty (2130 hrs).

I concluded the interview at approximately 0017 hours on Thursday, May 12, 2016.

Reporting Detective Det. Mario Perez

I.D. 6312

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873

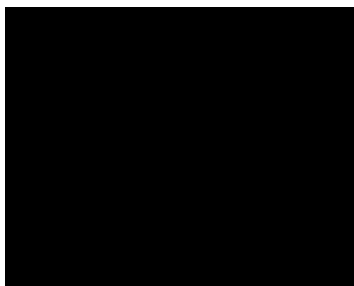
Date of this report: 05/25/2016

Time: 0908 Hrs.

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)
TIME (occurrence): 2128 Hours
LOCATION: 100 Pagel Place, San Diego, Ca
SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

SUBJECT INTERVIEWED



WITNESS STATEMENT:

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Investigator's Report

Witness: [REDACTED]

Case #16-019814; #16-019824

Page 2

The briefing concluded at approximately 2343 hours. Following the briefing, Sergeant FLOOD directed Detective CLENDENEN and I to conduct witness checks in the surrounding area.

THE FOLLOWING ADDRESSES WERE CHECKED

[REDACTED] Pagel Place-No answer

[REDACTED] Pagel Place-No answer

[REDACTED] Cielo Drive-No answer (good vantage point, vehicle in driveway [REDACTED])

[REDACTED] Benson Avenue-No answer

On Thursday, May 12, at approximately 0022 hours I contacted [REDACTED] and [REDACTED] at [REDACTED] Pagel Place. I spoke to [REDACTED] individually and away from each other.

I audio recorded the interviews and documented it in the statement below. My report is not intended to be verbatim but an accurate reflection of what was said. I later downloaded the file onto a CD-R disk. I attached a copy of the CD-R disk to this report.

STATEMENT OF [REDACTED] (WITNESS)

I didn't see anything, I was walking into the kitchen and I heard six to seven shots. I went to the back to make sure my mom was lying on the floor. The only thing I heard before the shots was, "Get down" four times. I didn't hear anything else before or after the shots.

After the fact I looked out the window and saw six to seven officers pointing their weapons in that direction [REDACTED] was pointing north in the direction of the suspect car). Two or three officers were by my car parked right out front of my house with their guns in their hands. Eventually I saw thirteen officers by the cars. This occurred around ten (2200 hours).

I periodically looked out the window and approximately thirty to forty five minutes I noticed paramedics and fireman were outside.

I concluded the interview at approximately 0029 hours on Thursday, May 12, 2016.

On Thursday, May 12 2016 at approximately 0051 hours, I escorted [REDACTED] from [REDACTED] Cielo Drive through the scene to his residence at [REDACTED] Pagel Place. I verified he lived at [REDACTED] Pagel Place by the address on his driver license [REDACTED]. We arrived at his residence at 0052 hours.

Reporting Detective Det. Mario Perez

I.D. 6312

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873

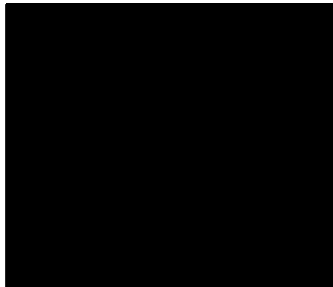
Date of this report: 05/25/2016

Time: 0848 Hrs.

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)
TIME (occurrence): 2128 Hours
LOCATION: 100 Pagel Place, San Diego, Ca
SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

SUBJECT INTERVIEWED



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On Wednesday, May 11, 2016, at approximately 2216 hours, I was off duty when I received a telephone call from Sergeant Greg FLOOD #4873 notifying me of an officer involved shooting at 6500 Benson Avenue. I responded to the scene and arrived at approximately 2300 hours.

I met with other members of Homicide Team II including Sergeant FLOOD, Detectives BALES #5873 (scene), WARRICK #4199, YANKOVICH #5526, and CLENDENEN #6236. Crime Scene Specialist SOUTHERLAND #8841 responded as well.

At 2325 hours, Patrol Sergeant Joseph RUVIDO #5506 conducted a briefing on the patrol response to the incident. Sergeant Ruvido stated the Southeastern Crime Suppression Team were watching a known gang and weapons house at [REDACTED] Pagel Place. Crime Suppression Team Officers SERRANO #6912 and STERLING #6955 noticed a silver two door Acura leaving the target house. At 2126 hours, Southeastern Crime Suppression Team Officers attempted to conduct a traffic stop on the silver Acura and a pursuit ensued. The silver Acura crashed into a parked car at [REDACTED] Pagel Place. Southeastern Crime Suppression Team Officers SERRANO, STERLING, CAMERON #6864 and BOGGEMAN #7160 initiated a high risk vehicle stop. The driver of the silver Acura put the vehicle in reverse driving back towards the officers. All four officers discharged their service weapons and advised the suspect was down at 2128 hours.

Investigator's Report

Witness: [REDACTED]

Case #16-019814; #16-019824

Page 2

The briefing concluded at approximately 2343 hours. Following the briefing, Sergeant FLOOD directed Detective CLENDENEN and I to conduct witness checks in the surrounding area.

THE FOLLOWING ADDRESSES WERE CHECKED

[REDACTED] Pagel Place-No answer

[REDACTED] Pagel Place-No answer

[REDACTED] Cielo Drive-No answer (good vantage point, vehicle in driveway [REDACTED])

[REDACTED] Benson Avenue-No answer

On Wednesday, May 11, at approximately 2351 hours I contacted [REDACTED] and [REDACTED] at [REDACTED] Pagel Place. Although there were numerous individuals in the front yard of [REDACTED] Pagel Place I spoke to [REDACTED] individually and away from the group.

I audio recorded the interviews and documented it in the statement below. My report is not intended to be verbatim but an accurate reflection of what was said. I later downloaded the file onto a CD-R disk. I attached a copy of the CD-R disk to this report.

STATEMENT OF [REDACTED] (WITNESS)

I didn't see anything because I was in the living room watching television. I heard the police sirens and it appeared that the police were pursuing someone. Then I heard the shots, I think I heard approximately forty shots. After I heard the shots I came out outside (he pointed to the front yard of the residence which was elevated and gave [REDACTED] a vantage point to look down where the suspect car stopped) and saw police officers pointing their weapons at the car. There were approximately ten to fifteen police officers standing by their police cars. A few minutes later a police dog and officers checked the car. It appeared that the guy was dead.

I think the police officers were chasing the car and the car hit a parked car before it hit the police car. I didn't see that but I was told by one of the guys that was [REDACTED] The guy who told me already left and I don't know his name. This occurred around nine thirty (2130 hrs).

I didn't hear if the officers were giving commands to the guy in the car. I just remember that the officers were pointing their weapons at the car and then a police dog checked the car. Then three to four officers checked the guy inside the car and opened the door to remove the guy from the car. The officers placed the guy on the ground. The officers did not render aid to the guy because I believe the guy was dead. Fifteen minutes later the paramedics and fireman arrived.

I have never seen that car before in our neighborhood. Someone told me that the car passed by twice down our street as it was being pursued by the police.

I concluded the interview at approximately 0010 hours on Thursday, May 12, 2016.

Reporting Detective Det. Mario Perez

I.D. 6312

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873

Date of this report: 05/25/2016

Time: 0906 Hrs.

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

WITNESS STATEMENT:

On May 11, 2016, at approximately 2215 hours, I was off duty and at my residence when I received a phone call from Homicide Detective Sergeant Greg FLOOD #4873. Sgt. FLOOD directed me to respond to 6900 Benson Street to assist with an officer involved shooting. I arrived on scene at approximately 2309 hours and met with members of Homicide Team II including Detective Sergeant Greg Flood, Detective Anna Yankovich # 5526, Detective Vince BALES #5873, Detective Mario PEREZ #6312 and Acting/Lieutenant Manuel DEL TORO #4754. Crime Scene Specialist Ally SOUTHERLAND #8841 and Crime Scene Specialist Steve CORDES #8328 also responded to the scene.

At approximately 2325 hours, Sergeant Joseph RUVIDO #5509 conducted a briefing of the incident. The briefing concluded at 2343 hours. During the briefing I essentially learned on May 11, 2016, at 100 Pagel Place, Southeastern Division Crime Suppression Team Officers David SERRANO #6912, Trevor STERLING #6955, Ryan CAMERON #6864 and Shawn BOGGEMAN #7160 fired multiple rounds at Thongsoune VILAYSANE, who was inside a 2-door 1997 silver Acura Integra bearing California license plate [REDACTED]. The vehicle was reported stolen on May 6, 2016, Carlsbad Police Department Case # [REDACTED]. VILAYSANE was struck repeatedly and died at the scene. No officers were injured.

At the conclusion of the briefing Detective Sergeant Flood directed Detective Lopez and me to conduct witness checks in the area. We met with Officers Carlos CARDENAS #6684 and Irving ROSAS #7270, who had conducted witness checks. I learned the witness they had spoken to at 6603 Benson Street had heard the shots fired but did not see the shooting.

Investigator's Report

Witness: [REDACTED]

Case # 16-019814

Page 2

I contacted several people in the yard of [REDACTED] Pagel Place. I spoke with [REDACTED] Our conversation was recorded and a copy was impounded at SDPD Headquarters Property Room. Below is a summary of what [REDACTED] told me. It is not meant to be verbatim account of our conversation. For the complete conversation, please refer to the impounded CD. I later downloaded the recording to three CD's.

Statement of [REDACTED] (Witness)

[REDACTED]
C- Detective CLENDENEN

[REDACTED]
C- Walk me through what happened and where you were.

[REDACTED] We were [REDACTED] in the back area. We did see the sirens, well obviously the lighting. We heard the yelling from the officers telling the suspect to get out of his car.

I accidentally stopped the recording. I began a second recording.

C- You saw the sirens...

[REDACTED] We saw the sirens and then we saw the cars coming down the street. I feared they stopped right here. The yelling seemed pretty close. From the officer telling the uh victim...or whatever...to get out of the car... suspect. That's when, I guess, a couple seconds passed by...everything kind of seemed kind of fast, just cuz, I guess, the adrenaline or whatever. And then, uhm, we heard the shots open

C- How many shots?

[REDACTED] I want to say over 20 easily

C- How far out did you come? Did you see anything?

[REDACTED] *stood in the same general area as everyone else who had run from the back yard.*

C- So everyone was kind of right next to each other?

[REDACTED] Yeah.

C- So what is that, 10-15 feet from your fence?

[REDACTED] Yeah. When the shots fired I went back towards the back.

C- From hear you could look down. Could you see the officer's car?

Investigator's Report

Witness: [REDACTED]

Case # 16-019814

Page 3

[REDACTED] - I saw the officer's top...the lights...the top of the car. If you lift your head a little bit, you could see the lineup of how they were standing. Kind of like a line. I remember seeing like six or seven officers in a line.

C- When you say in a line...?

[REDACTED] The police car with the door open, kind of in cover. Like they were still waiting to see if the officer was...

C- You're describing in between the door and the car

[REDACTED] Like trying to take cover behind the police car

C- You say six to seven, where were they?

[REDACTED] I think they were spread out...like two on the left and maybe three on the right side. Something along that.

C- The three on the right, where were they in relation to the car?

[REDACTED] I want to say kind of lined up to the doors.

C- Do you remember specifically how many officers were yelling, giving commands?

[REDACTED] No

C- Do you remember specifically what they said?

[REDACTED] Get out of the car...something like that

I thanked him for his time and concluded the interview.

Reporting Detective Tammy Clendenen [REDACTED]

I.D. 6236

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873 [REDACTED]

Date of this report: 05/16/16

Time: 0750 hours

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

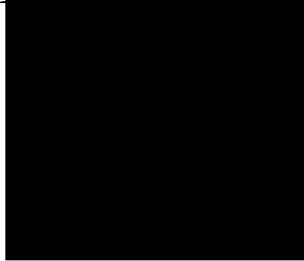
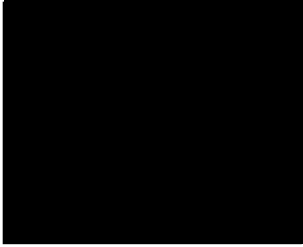
DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
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Officer #1: BOGGEMAN, Shawn ID #7160
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Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

SUBJECT INTERVIEWED:



WITNESS STATEMENT:

On May 11, 2016, at approximately 2215 hours, I was off duty and at my residence when I received a phone call from Homicide Detective Sergeant Greg FLOOD #4873. Sgt. FLOOD directed me to respond to 6900 Benson Street to assist with an officer involved shooting. I arrived on scene at approximately 2309 hours and met with members of Homicide Team II including Detective Sergeant Greg Flood, Detective Anna Yankovich # 5526, Detective Vince BALES #5873, Detective Mario PEREZ #6312 and Acting/Lieutenant Manuel DEL TORO #4754. Crime Scene Specialist Ally SOUTHERLAND #8841 and Crime Scene Specialist Steve CORDES #8328 also responded to the scene.

At approximately 2325 hours, Sergeant Joseph RUVIDO #5509 conducted a briefing of the incident. The briefing concluded at 2343 hours. During the briefing I essentially learned on May 11, 2016, at 100 Pagel Place, Southeastern Division Crime Suppression Team Officers David SERRANO #6912, Trevor STERLING #6955, Ryan CAMERON #6864 and Shawn BOGGEMAN #7160 fired multiple rounds at Thongsoune VILAYSANE, who was inside a 2-door 1997 silver Acura Integra bearing California license plate [REDACTED]. The vehicle was reported stolen on May 6, 2016, Carlsbad Police Department Case #16-03219SF. VILAYSANE was struck repeatedly and died at the scene. No officers were injured.

At the conclusion of the briefing Detective Sergeant Flood directed Detective Lopez and me to conduct witness checks in the area. We met with Officers Carlos CARDENAS #6684 and Irving ROSAS #7270, who had conducted witness checks. I learned the witness they had spoken to at [REDACTED] had heard the shots fired but did not see the shooting.

Investigator's Report

Witness: [REDACTED]

Case # 16-019814

Page 2

I contacted the resident of [REDACTED]. Our conversation was recorded and a copy was impounded at SDPD Headquarters Property Room. Below is a summary of what [REDACTED] told me. It is not meant to be verbatim account of our conversation. For the complete conversation, please refer to the impounded CD. I later downloaded the recording to three CD's.

Statement of [REDACTED] (Witness)

S- [REDACTED]

C- Detective CLENDENEN

C- I wanted to talk to you about the incident that happened on your street. Did you see or hear anything?

S- I was out putting my trash can out when I saw the vehicle speeding up the hill. I thought, "God that guy is going fast." Then a few seconds later I saw the cop chasing him. Then they...I guess they went to the right around the corner and that was it. I went back into my room and a few minutes later we heard the shots.

C- Do you know how many you heard?

S- I'd say maybe 8-10. I know on the news they said 40 but I know there wasn't 40.

C- You said we. Was there someone else here?

S- My [REDACTED] She was in bed so she came out when the gun shots.

C- You said a vehicle speeding up the hill. Can you describe that vehicle?

S- I think it was dark. It was a smaller car. That's all I really saw.

C- Is it a car you're familiar with?

S- No.

C- So it isn't one of your neighbors?

S- No.

I thanked her for her time and concluded the interview.

Reporting Detective Tammy Clendenen

I.D. 6236

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873

Date of this report: 05/16/16

Time: 0750 hours

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

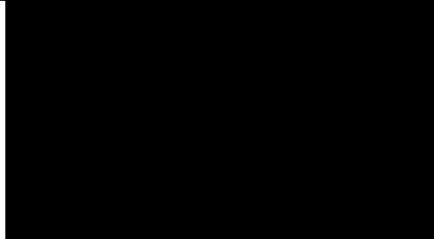
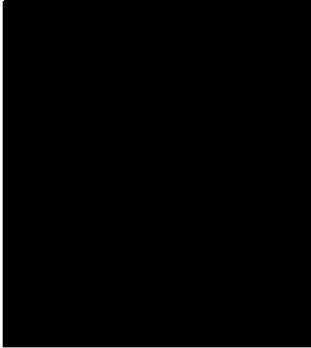
DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

SUBJECT INTERVIEWED:



WITNESS STATEMENT:

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Investigator's Report

Witness: [REDACTED]

Case # 16-019814

Page 2

I contacted several people in the yard of [REDACTED] I spoke with [REDACTED] Our conversation was recorded and a copy was impounded at SDPD Headquarters Property Room. Below is a summary of what [REDACTED] told me. It is not meant to be verbatim account of our conversation. For the complete conversation, please refer to the impounded CD. I later downloaded the recording to three CD's.

Statement of [REDACTED] (Witness)

G- [REDACTED]

C- Detective CLENDENEN

C- Did you happen to see anything?

G- Not exactly. We were [REDACTED] in this house. [REDACTED] We just heard gunshots.

C- How many do you think you heard?

G- Like 40-50. It seemed like a lot. I don't know, maybe 30.

G- We were [REDACTED] in the rear.

C- What did you hear?

G- Basically we saw the end of it cuz we came to the front. It was basically looked like the end of a chase. You can see when the car hit my colleague's car right down there.

C- What do you mean by colleagues?

G- Another guy in my [REDACTED]

G- Officers were trying to get him to respond to their orders. The guy was trying to escape again so he reversed and hit another car. It looked like after a few orders and that's when they opened fire. It did sound like 30 rounds. I would say roughly.

C- Where were you standing?

[REDACTED] *directed me to a location east of the rear fence at [REDACTED] towards the front of the yard and along the south side of the yard closest to the side fence. I stood where he said he was and could see the suspect and police vehicles from that vantage point. [REDACTED] also pointed out his [REDACTED] vehicle he believed the suspect struck, which was a gray Toyota Corolla to the east of the first police vehicle.*

C- Did you hear what the officers were saying? You said there were commands.

G- Just...everything happened kind of like fast but kind of like "get out of the car" or "stop what you're doing" or something to that extent. It looks like the guy wasn't following the orders. I do remember him going forward and then back.

Investigator's Report

Witness: [REDACTED]

Case # 16-019814

Page 3

C- What do you mean forward and then back? On foot or in the car?

G- Inside the car. He never got out of the car.

C- Did it look like the back was intentional?

G- Yeah like he was trying to ram his car into them or something as perhaps a tactic to try to get away again.

C- Ram into them?

G- The one police officer because it's a small street.

C- Then what happened? Did he actually hit the police car?

G- I probably don't know. I kind of ran back in behind the fence.

[REDACTED] walked me behind the fence. I couldn't see anything from behind the vehicle.

I thanked him for his time and concluded the interview.

I left the recording on as I asked [REDACTED] to call over the owner of the vehicle he believed had been struck on the street, the Toyota Corolla. He said it was [REDACTED] vehicle.

Reporting Detective Tammy Clendenen

I.D. 6236

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873

Date of this report: 05/16/16

Time: 0750 hours

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

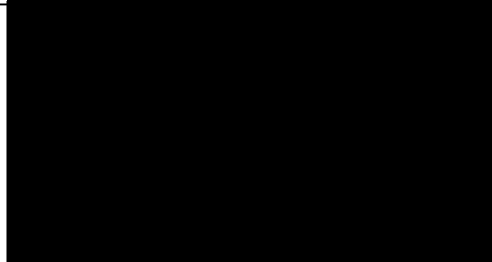
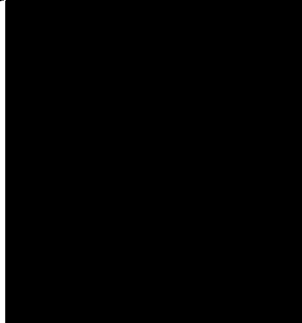
DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
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Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

SUBJECT INTERVIEWED:



WITNESS STATEMENT:

On May 11, 2016, at approximately 2215 hours, I was off duty and at my residence when I received a phone call from Homicide Detective Sergeant Greg FLOOD #4873. Sgt. FLOOD directed me to respond to 6500 Benson Street to assist with an officer involved shooting. I arrived on scene at approximately 2309 hours and met with members of Homicide Team II including Detective Sergeant Greg Flood, Detective Anna Yankovich # 5526, Detective Vince BALES #5873, Detective Mario PEREZ #6312 and Acting/Lieutenant Manuel DEL TORO #4754. Crime Scene Specialist Ally SOUTHERLAND #8841 and Crime Scene Specialist Steve CORDES #8328 also responded to the scene.

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At the conclusion of the briefing Detective Sergeant Flood directed Detective Lopez and me to conduct witness checks in the area. We met with Officers Carlos CARDENAS #6684 and Irving ROSAS #7270, who had conducted witness checks. I learned the witness they had spoken to at [REDACTED] had heard the shots fired but did not see the shooting.

Investigator's Report

Witness: [REDACTED]

Case # 16-019814

Page 2

I contacted several people in the yard of [REDACTED] I spoke with [REDACTED]. Our conversation was recorded and a copy was impounded at SDPD Headquarters Property Room. Below is a summary of what [REDACTED] told me. It is not meant to be verbatim account of our conversation. For the complete conversation, please refer to the impounded CD. I later downloaded the recording to three CD's.

Statement of [REDACTED] (Witness)

GA- [REDACTED]

C- Detective CLENDENEN

C- Tell me what happened? What you saw?

GA- I was the last one who came out. We were having [REDACTED] with my [REDACTED]. We heard a lot of noise...a lot of cops. My partners came out first. I was the last one. When I was in front I heard a lot of shots and at that moment, I ran inside.

C- How many shots would you say?

GA- To tell you the truth I don't know. It was a lot.

C- Did you see or hear anything prior to the shots?

GA- It was a lot of people yell...screaming

C- Do you remember what they were yelling or screaming?

GA- Actually I heard one cop telling the person to...I don't know exactly what he was saying...but go out of the vehicle.

C- When you hear this screaming "go out of the vehicle"

GA- *(interrupts)* I heard like a crash

C- Was the crash before or after the "get out of the vehicle"

GA- After

C- How far out did you run out?

[REDACTED] pointed to a line in the sidewalk approximately 12-15 feet from the rear fence into the front yard.

C- When you said there was a lot of yelling did you hear multiple officers?

Investigator's Report

Witness: [REDACTED]

Case # 16-019814

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GA- I just heard one officer.

C- Was what he was saying clear? Like understandable.

GA- Yes.

C- You understood what the officer wanted the fleeing suspect to do?

GA- Yes.

I thanked him for his time and concluded the interview.

I left the recording on and began to speak to [REDACTED]

Reporting Detective Tammy Clendenen

[REDACTED] I.D. 6236

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873

Date of this report: 05/16/16

Time: 0750 hours

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)
TIME (occurrence): 2128 Hours
LOCATION: 100 Pagel Place, San Diego, Ca
SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
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Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

SUBJECT INTERVIEWED



WITNESS STATEMENT:

On Wednesday, May 11, 2016, at approximately 2216 hours, I was off duty when I received a telephone call from Sergeant Greg FLOOD #4873 notifying me of an officer involved shooting at 6500 Benson Avenue. I responded to the scene and arrived at approximately 2300 hours.

I met with other members of Homicide Team II including Sergeant FLOOD, Detectives BALES #5873 (scene), WARRICK #4199, YANKOVICH #5526, and CLENDENEN #6236. Crime Scene Specialist SOUTHERLAND #8841 responded as well.

At 2325 hours, Patrol Sergeant Joseph RUVIDO #5506 conducted a briefing on the patrol response to the incident. Sergeant Ruvido stated the Southeastern Crime Suppression Team were watching a known gang and weapons house at [REDACTED] Pagel Place. Crime Suppression Team Officers SERRANO #6912 and STERLING #6955 noticed a silver two door Acura leaving the target house. At 2126 hours, Southeastern Crime Suppression Team Officers attempted to conduct a traffic stop on the silver Acura and a pursuit ensued. The silver Acura crashed into a parked car at 100 Pagel Place. Southeastern Crime Suppression Team Officers SERRANO, STERLING, CAMERON #6864 and BOGGEMAN #7160 initiated a high risk vehicle stop. The driver of the silver Acura put the vehicle in reverse driving back towards the officers. All four officers discharged their service weapons and advised the suspect was down at 2128 hours.

Investigator's Report

Witness: [REDACTED]

Case #16-019814; #16-019824

Page 2

The briefing concluded at approximately 2343 hours. Following the briefing, Sergeant FLOOD directed Detective CLENDENEN and I to conduct witness checks in the surrounding area.

THE FOLLOWING ADDRESSES WERE CHECKED

[REDACTED] -No answer

[REDACTED] -No answer

[REDACTED] -No answer (good vantage point, vehicle in driveway [REDACTED])

[REDACTED] -No answer

On Thursday, May 12, at approximately 0022 hours I contacted [REDACTED] and [REDACTED] at [REDACTED] I spoke to [REDACTED] individually and away from each other.

I audio recorded the interviews and documented it in the statement below. My report is not intended to be verbatim but an accurate reflection of what was said. I later downloaded the file onto a CD-R disk. I attached a copy of the CD-R disk to this report.

STATEMENT OF [REDACTED] (WITNESS)

I didn't see anything, I heard five to six shots. The helicopter arrived after that and I went to the back of house. I never came out to see what was happening.

I concluded the interview at approximately 0025 hours on Thursday, May 12, 2016.

Reporting Detective Det. Mario Perez

I.D. 6312

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873

Date of this report: 05/25/2016

Time: 0848 Hrs.

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

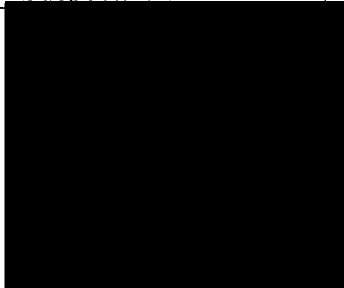
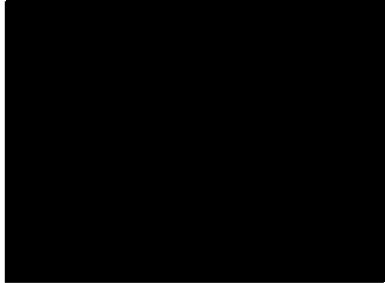
DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
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Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

SUBJECT INTERVIEWED:



WITNESS STATEMENT:

On May 11, 2016, at approximately 2212 hours, I was off duty when I received a phone call from Detective Sergeant Greg FLOOD #4873. Sgt. FLOOD directed me to respond to 6900 Benson Street to investigate an officer involved shooting. I arrived on scene at approximately 2306 hours and met with other members of Homicide Team II including Detective Sergeant Greg FLOOD, Detective Tammy CLENDENEN #6236, Detective Vince BALES #5873, Detective Mario PEREZ #6312 and Acting/Lieutenant Manuel DEL TORO #4754. Crime Scene Specialist Ally SOUTHERLAND #8841 and Criminalist Steve CORDES #8328 were also present.

At approximately 2325 hours, Sergeant Joseph RUVIDO #5509 conducted a briefing of the incident. The briefing concluded at 2343 hours.

Immediately following the briefing I was directed by Detective Sergeant FLOOD to contact the residents at [REDACTED]. During the briefing, Sergeant RUVIDO said the residence at [REDACTED] was equipped with a video surveillance camera. Officers had made contact with the resident, [REDACTED]. She informed them the camera was operational, but she did not know how to operate it, but her [REDACTED] knew how to operate it. I was told by patrol officers on the west side of the perimeter of Benson Street that [REDACTED] was standing by waiting to go home to [REDACTED].

At 2356 hours, I introduced myself to [REDACTED] on the outside of the west perimeter tape on Benson Street. I asked [REDACTED] if he knew how to operate his video surveillance camera system. [REDACTED]

Investigator's Report

Witness: [REDACTED]

Case # 16-019814

Page 2

told me he knew how to play it, but he wasn't sure how to download it. I asked [REDACTED] if he would allow me to view the video and he said yes. I escorted [REDACTED] into the interior perimeter of the crime scene along the south curb line of 6900 Benson Street until we reached his front side yard fence. We then walked through his front yard along the fence line to avoid entering the actual crime scene.

[REDACTED] allowed me to enter his home with him and escorted me into the master bedroom, where his surveillance equipment was located. Inside the master bedroom was a female who identified herself as [REDACTED] told me she was home during the incident. I spoke with [REDACTED] and took her statement. I digitally recorded the interview and later transferred it onto a CD-R and impounded a copy at SDPD Headquarters.

Statement of [REDACTED] (witness):

[REDACTED] essentially told me the following:

I was inside my house when I heard the sirens. I then heard five gun shots. Then I heard what sounded like a machine gun go off. I did not go outside. I came into the bedroom and looked at the surveillance cameras and saw the car in our driveway and all the police cars. Eventually a police officer came to the door. They asked if our security cameras worked and I told them yes.

Reporting Detective Anna Yankovich

I.D. 5526

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873

Date of this report: 05/18/16

Time: 1530

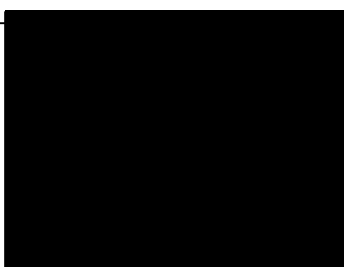
**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85



SURVEILLANCE VIDEO

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Investigator's Report

Witness: [REDACTED]

Case # 16-019814

Page 2

At 2356 hours, I introduced myself to [REDACTED] on the outside of the west perimeter tape on Benson Street. I asked [REDACTED] if he knew how to operate his video surveillance camera system. [REDACTED] told me he knew how to play it, but he wasn't sure how to download it. I asked [REDACTED] if he would allow me to view the video and he said yes. I escorted [REDACTED] into the interior perimeter of the crime scene along the south curb line of 6900 Benson Street until we reached his front side yard fence. We then walked through his front yard along the fence line to avoid entering the actual crime scene.

[REDACTED] allowed me to enter his home with him and escorted me into the master bedroom, where his surveillance equipment was located. Inside the master bedroom was a female who identified herself as [REDACTED]. [REDACTED] told me she was home during the incident. I spoke with [REDACTED] and took her statement. [REDACTED] was not home at the time of the incident.

[REDACTED] was able to play the surveillance video for me, but was unable to download the video. The system was a QC System with nine total cameras, but camera one was not working. Camera 2 shows the front driveway and street in front of the driveway of [REDACTED]. Camera 8 faces part of the front yard and street in front of [REDACTED]. Camera 9 faces towards the front yard of [REDACTED] but is angled covering the corner of [REDACTED] and [REDACTED]. The remaining cameras did not capture the street view.

		CAMERA 2
Real Time	Camera Time	DESCRIPTION OF EVENT
21:21:30	18:21:30 hours	Silver Acura seen driving North on Pagel Place
21:23:43	18:23:43 hours	Silver Acura seen driving South on Pagel Place with police car following (no code 3 lights)
21:24:37	18:24:37 hours	Silver Acura seen driving South on Pagel Place with police car following. Police car with code 3 lights on.
21:25:41	18:25:41 hours	Silver Acura seen driving South on Pagel Place with two police cars following. Both police cars with code 3 lights on.
21:26:00	18:26:00 hours	Silver Acura hits parked car on east curb line of 100 Pagel Place.
21:26:12	18:26:12 hours	Silver Acura backs up towards officers and then goes forward.
21:26:14	18:26:14 hours	Silver Acura backs up again towards officers.
21:26:17	18:26:17 hours	Silver Acura begins to drive forward and turns slowly towards [REDACTED] and comes to rest on sidewalk and part of driveway of [REDACTED]

Camera 8 does not capture the officer involved shooting. Camera 8 shows the stolen Acura drive past the house with the police car following it, then pursing it with their overhead lights on several times around the block.

Camera 9 does not capture the officer involved shooting. Camera 9 shows the stolen Acura drive from Benson Street onto Pagel Place with the police car following it, then pursing it with their overhead lights on several times around the block.

Investigator's Report

Witness: [REDACTED]

Case # 16-019814

Page 3

At 0050 hours, I called Officer Chris WILCKEN #6019 at home. Officer WILCKEN responded to [REDACTED] to assist in downloading the video.

At 0120 hours, Officer WILCKEN arrived at the scene and assisted with downloading the security video. Officer WILCKEN downloaded the videos onto a flash drive. We downloaded video from 1800 hours to 1930 hours from cameras 2, 8, and 9. After downloading the video we checked the time of the system. Real time was 05/12/16 at 0209 hours, the time on the system showed 05/11/16 at 2307 hours, making the system approximately three hours slower than real time.

At 0300 hours, I returned to SDPD Headquarters with the video on a thumb drive. I downloaded the video from the thumb drive onto a DVD and impounded it as evidence at SDPD Headquarters property room.

Reporting Detective Anna Yankovich

I.D. 5526

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873

Date of this report: 05/18/16

Time: 1530

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

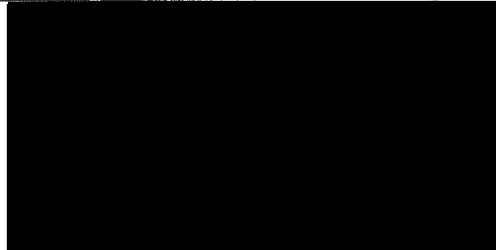
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Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

SUBJECT INTERVIEWED:



WITNESS STATEMENT:

On May 11, 2016, at approximately 2215 hours, I was off duty and at my residence when I received a phone call from Homicide Detective Sergeant Greg FLOOD #4873. Sgt. FLOOD directed me to respond to 6900 Benson Street to assist with an officer involved shooting. I arrived on scene at approximately 2309 hours and met with members of Homicide Team II including Detective Sergeant Greg Flood, Detective Anna Yankovich # 5526, Detective Vince BALES #5873, Detective Mario PEREZ #6312 and Acting/Lieutenant Manuel DEL TORO #4754. Crime Scene Specialist Ally SOUTHERLAND #8841 and Crime Scene Specialist Steve CORDES #8328 also responded to the scene.

At approximately 2325 hours, Sergeant Joseph RUVIDO #5509 conducted a briefing of the incident. The briefing concluded at 2343 hours. During the briefing I essentially learned on May 11, 2016, at 100 Pagel Place, Southeastern Division Crime Suppression Team Officers David SERRANO #6912, Trevor STERLING #6955, Ryan CAMERON #6864 and Shawn BOGGEMAN #7160 fired multiple rounds at Thongsoune VILAYSANE, who was inside a 2-door 1997 silver Acura Integra bearing California license plate [REDACTED]. The vehicle was reported stolen on May 6, 2016, Carlsbad Police Department Case #16-03219SF. VILAYSANE was struck repeatedly and died at the scene. No officers were injured.

On May 12, 2016, I conducted an online search for media coverage of the incident in order to identify any potential witnesses that were not spoken to by police the night of the incident. After reviewing local news channels, I identified [REDACTED] as a witness who spoke to the media. During my witness checks at the scene, I did not speak to [REDACTED]. Detective Sergeant FLOOD confirmed with Detective LOPEZ he did not speak to him either. I conducted a computer check for contact information for [REDACTED] and

Investigator's Report

Witness: [REDACTED]

Case # 16-019814

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attempted to call the listed numbers in the computer system but did not reach a working number. After reviewing the media videos, I learned [REDACTED] May 11, 2016.

On May 12, 2016, at 1301 hours, I telephoned [REDACTED] the resident of [REDACTED] I interviewed during my door to door check for witnesses. [REDACTED] had several [REDACTED] over for a [REDACTED] on May 11, 2016. I spoke to [REDACTED] over the telephone to inquire about [REDACTED] [REDACTED] said there were [REDACTED] who left before police could speak to them. He identified them as [REDACTED] and [REDACTED]

I asked [REDACTED] if he could have [REDACTED] and [REDACTED] call me so I could interview them. [REDACTED] said he did not have a phone number for [REDACTED] but would ask one of the other [REDACTED] to contact him. He said he had [REDACTED] phone number and would call him to deliver the message. I provided my office number to [REDACTED] to pass on to [REDACTED] and [REDACTED]

[REDACTED] called me on May 12, 2016, at 1344 hours. Our conversation was recorded and a copy was impounded at SDPD Headquarters Property Room. Below is a summary of what [REDACTED] told me. It is not meant to be verbatim account of our conversation. For the complete conversation, please refer to the impounded CD.

Statement of [REDACTED] (Witness)

B- [REDACTED]

C- Detective CLENDENEN

C- What happened last night?

B- We were [REDACTED] and all of a sudden, we hear a lot of police activity on the street. We came out. We saw a lot of police officers. There was a car about [REDACTED] houses from where we were [REDACTED] in the driveway. I heard officers tell the suspect put your hands where we can see them. Twice and then the third time, they told them, "Hey stop. Put your hands where we can see them." The guy backed up. He tried to go for some officers or the officer's vehicle and then shots fired.

C- Where were you standing when this happened?

B- By a fence

C- Were you at [REDACTED]

B- Yes

C- Were you standing pretty much where everyone else was?

B- Yes

C- How many officers did you hear talking...giving commands

Investigator's Report

Witness: [REDACTED]

Case # 16-019814

Page 3

B- Probably 3 or 4 screaming but there was one who was really clear

C- Do you know how many shots you heard?

B- I want to say probably like 40 something. There were about 4 or 5 officers

C- Are you at [REDACTED] quite often?

B- Well [REDACTED]

C- So you're familiar with the neighborhood?

B- Yeah

C- Is that a vehicle you have seen in the neighborhood?

B- When we get here, it's pretty dark. So you can't really see the vehicles that are around here. It's a really narrow street...a really dark street.

C- Were you in the back yard or in the front by the fence when it happened.

B- We were in the backyard. When we saw police lights...police activity, we came out and after that shots were fired and then we kind of went back to the back yard.

C- Did you witness what the suspect vehicle did?

B- No, we couldn't see because there was a house by the fence that kind of covered him. It wasn't until we got out the second time that we could see the whole car.

C- Did you see the suspect vehicle when it was moving at all?

B- Yeah when he backed up into the police vehicle.

C- So did you see if he hit the police vehicle?

B- No, I didn't see that.

I asked if [REDACTED] could help me get in touch with [REDACTED]. He took down my number and said he would give him my number. I thanked him for his time and concluded the interview.

Reporting Detective Tammy Clendenen

I.D. 6236

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873

Date of this report: 05/16/16

Time: 0750 hours

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

SUBJECT: OIS/Special Investigation - SDPD Case #16-019814
245 P.C. - Assault with Deadly Weapon (Vehicle) SDPD Case #16-019824
Incident #16-050019409
Officer #1: BOGGEMAN, Shawn ID #7160
Officer #2: SERRANO, David, ID #6912
Officer #3: CAMERON, Ryan, ID #6864
Officer #4: STERLING, Trevor, ID #6955
Suspect: VILAYSANE, Thongsoune L/M, (30) DOB: 10/20/85

Investigator's Report:

On May 11, 2016, at approximately 2215 hours, I was off duty and at my residence when I received a phone call from Homicide Detective Sergeant Greg FLOOD #4873. Sgt. FLOOD directed me to respond to 6900 Benson Street to assist with an officer involved shooting. I arrived on scene at approximately 2309 hours and met with members of Homicide Team II including Detective Sergeant Greg Flood, Detective Anna Yankovich # 5526, Detective Vince BALES #5873, Detective Mario PEREZ #6312 and Acting/Lieutenant Manuel DEL TORO #4754. Crime Scene Specialist Ally SOUTHERLAND #8841 and Crime Scene Specialist Steve CORDES #8328 also responded to the scene.

At approximately 2325 hours, Sergeant Joseph RUVIDO #5509 conducted a briefing of the incident. The briefing concluded at 2343 hours. During the briefing I essentially learned on May 11, 2016, at 100 Pagel Place, Southeastern Division Crime Suppression Team Officers David SERRANO #6912, Trevor STERLING #6955, Ryan CAMERON #6864 and Shawn BOGGEMAN #7160 fired multiple rounds at Thongsoune VILAYSANE, who was inside a 2-door 1997 silver Acura Integra bearing California license plate [REDACTED]. The vehicle was reported stolen on May 6, 2016, Carlsbad Police Department Case #16-03219SF. VILAYSANE was struck repeatedly and died at the scene. No officers were injured.

On May 12, 2016, at approximately 0930 hours, I logged into the EVIDENCE.COM system and searched for all related body worn camera footage loaded under incident number 16040019409. I placed four videos of the Officer's involved in the shooting onto individual DVDs:

Officer:	File Name:	Length:	Barcode:
David Serrano	100 Pagel Place #6912 2016-05-11 2128	11:07	10623123
Ryan Cameron	100 Pagel Place #6864 2016-05-11 2128	11:39	10623122
Trevor Sterling	100 Pagel Place #6955 2016-05-11 2127	14:11	10623120
Shawn Boggeman	100 Pagel Place #7160 2016-05-11 2127	13:27	10623119

Investigator's Report

Case # 16-019814

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I placed twelve (12) videos from officers not involved in the incident onto one CD:

Officer:	File Name:	Length:	Barcode:
Geoffery Ulovec	OIS	4:38	10623118
Thomas Derisio	190 Pagel Place	1:27	10623118
Thomas Derisio	190 Pagel Place	25:13	10623118
Matthew Roth	100 Pagel Place 2016-05-11 2149	4:07	10623118
Robert Nelson	190 Pagel Pl	9:41	10623118
Robert Nelson	190 Pagel Pl	16:34	10623118
Richard Hinds	100 pagel	12:02	10623118
Carlos Cardenas	100 pagel place	12:25	10623118
Alan Dyemartin	190 Pagel Place	16:11	10623118
Irving Rosas	AXON Body Video 2016-05-11 2132	1:14	10623118
Irving Rosas	AXON Body Video 2016-05-11 2137	12:06	10623118
David Wolff	AXON Body Video 2016-05-11 2129	16:53	10623118

For complete details of all body worn camera footage, refer to each individual's video footage. I downloaded the above listed video footage onto five DVDs and impounded them at Headquarters property room. I made a working copy for the District Attorney's Office.

Reporting Detective Tammy ClendenenI.D. 6236Homicide Team: IIApproved by: Sgt. Gregory Flood #4873Date of this report: 05/16/16Time: 0750 hours

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

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At the conclusion of the briefing Detective Sergeant Flood directed Detective Lopez and me to conduct witness checks in the area. We met with Officers Carlos CARDENAS #6684 and Irving ROSAS #7270, who had conducted witness checks. I learned the witness they had spoken to at [REDACTED] had heard the shots fired but did not see the shooting.

Detective Mario PEREZ and I checked for witnesses in the immediate area. There was no one responded to the door at the following locations: [REDACTED] and [REDACTED]
[REDACTED]

During Detective PEREZ's interview with the resident of [REDACTED] she stated a resident was returning home from work but was unable to walk down to the residence. She told me he was [REDACTED]
[REDACTED] Cielo Drive. I told her I would escort the resident [REDACTED]

Investigator's Report

Witness: [REDACTED]

Case # 16-019814

Page 2

I located a male at [REDACTED] He presented his California Driver's License to me and identified himself as [REDACTED]

At 0051 hours, I walked [REDACTED] from [REDACTED] down the east sidewalk of [REDACTED] Pagel Place to [REDACTED] Pagel Place. We stayed on the outer edge of the south side of the driveway (see arrow in picture captured from Google maps) to the front door and arrived at 0053 hours.

Reporting Detective Tammy Clendenen [REDACTED]

I.D. 6236

Homicide Team: II

Approved by: Sgt. Gregory Flood #4873 [REDACTED]

Date of this report: 05/16/16

Time: 0750 hours

**SAN DIEGO POLICE DEPARTMENT
INVESTIGATOR'S REPORT**

DATE (occurrence): May 11, 2016 (Wednesday)

TIME (occurrence): 2128 Hours

LOCATION: 100 Pagel Place, San Diego, Ca

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Incident #16-050019409
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On May 12, 2016, I spoke to Sergeant Craig Evans #5483 from Air Support Unit via telephone to request a copy of the Airborne Law Enforcement (ABLE) video recording from incident #16050019409. He identified the video as ABLE video #3999 and said it would be ready by the next business day.

On May 16, 2016, at 1545 hours, I attempted to retrieve the video from ABLE's facility but the unit was airborne.

On May 17, 2016, at 1445 hours, I retrieved ABLE video #3999 from Sergeant Craig Evans #5483. I returned to Headquarters and made copies of the video. I impounded the original under Barcode #10623176 and made a working copy for the District Attorney's Office.

Reporting Detective Tammy Clendenen [REDACTED] I.D. 6236 Homicide Team: II
Approved by: Sgt. Gregory Flood #4873 [REDACTED] Date of this report: 05/16/16 Time: 0750 hours

**SAN DIEGO POLICE DEPARTMENT
OFFICER INVOLVED INCIDENT
CASE REVIEW**

DATE (occurrence): MAY 11, 2016

TIME (occurrence): 2128 HRS

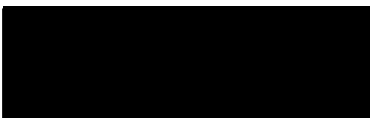
LOCATION: 100 PAGEL PLACE SAN DIEGO CA

SUBJECT: OIS SDPO CASE #16-019814

INJURED/DECEASED:

OFFICER(S):

REVIEWED BY:

 # 4873

Sergeant, Homicide Section

08/16/16
Date

 # 988

Lieutenant, Homicide Section

8/23/16
Date


Captain, Investigations II

08-23-16
Date



Assistant Chief, Centralized Investigations

8-30-16
Date

San Diego Police Department: Case Cancellation

Type of

981000
ZZ

Crime/Incident

Case #

16019814

Victim

Boggeman, Shawn

Case Part of Series

☐

Occurrence Date

05/11/2016

(Leave blank if no series)

Type of Cancellation

Exceptional: Other (such as subject is dead)

Additional Arrests

☐

Disposition

Charge Level

Persons Arrested

Last

First

Middle

Date

Booking Number

Detective Arrest

☐

Patrol Arrest

☐

Charged

☐

Not Charged

☐

Property Recovered

None

☐

Partial

☐

Value Recovered

Full

☐

Was ARJIS-4 Completed

Yes

☐

No

☐

Investigator:

Date

Approved By:

Date

5873 -Bales, Vincent J

10/06/2016

5317 - Shebloski,
Stephen

10/06/2016

List Additional Cases to Be Cancelled:

Narrative:

San Diego Police Department: Case Cancellation

Type of
Crime/Incident

245A1 PC

Case # 16019824 Victim Cameron, Ryan

Case Part of Series ☐ Occurrence Date 05/11/2016
(Leave blank if no series)

Type of Cancellation Exceptional: Other (such as subject is dead) Additional Arrests ☐

Disposition

Charge Level

Persons Arrested

Last	First	Middle	Date	Booking Number
------	-------	--------	------	----------------

Detective Arrest	<input type="checkbox"/>	Patrol Arrest	<input type="checkbox"/>	Charged	<input type="checkbox"/>	Not Charged	<input type="checkbox"/>
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Property Recovered

None

☐

Partial

☐

Value Recovered

Full

☐

Was ARJIS-4 Completed

Yes

☐

No

☐

Investigator:

Date

Approved By:

Date

4873 -Flood, Gregory A

05/24/2016

4706 - Pendleton, Bruce

06/24/2016

List Additional Cases to Be Cancelled:

Narrative:

Suspect Thongsoune VILAYSANE is deceased. Killed in officer involved shooting, case #16-019814

CRIME REPORT		SAN DIEGO REGIONAL CRIME/INCIDENT REPORT				INCIDENT NUMBER 16050019409	
BEAT 452	RELATED RPT #S	DATE 05/11/2016 - 05/11/2016	DAY OF WEEK Wednesday - Wednesday	TIME 21:28 - 21:30	PAGE 1 of 4		
CODE SECTION AND DESCRIPTION ZZ / 981000 / MISCELLANEOUS INCIDENTS		CASE NUMBER 16019814					
LOCATION OF INCIDENT (OR ADDRESS) 100 PAGEL ST				CITY SAN DIEGO			

VICTIM / WITNESS									
V		W TYPE 16	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) Boggeman, Shawn						
RESIDENCE ADDRESS		CITY			STATE			ZIP	
RACE W	SEX M	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM	RELATION TO SUSPECT	VW ASSIST N
ID SD 7160									
STATUS EMP	EMPLOYER (RANK IF MILITARY) SDPD officer		BUSINESS ADDRESS			CITY	STATE		ZIP
ADDITIONAL INFORMATION									

VICTIM / WITNESS									
W		W TYPE 16	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) Serrano, David						
RESIDENCE ADDRESS		CITY			STATE			ZIP	
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM	RELATION TO SUSPECT	VW ASSIST N
ID SD 6912									
STATUS	EMPLOYER (RANK IF MILITARY) SDPD		BUSINESS ADDRESS			CITY	STATE		ZIP
ADDITIONAL INFORMATION									

VICTIM / WITNESS									
W		W TYPE 16	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) Cameron, Ryan						
RESIDENCE ADDRESS		CITY			STATE			ZIP	
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM	RELATION TO SUSPECT	VW ASSIST N
ID SD 6864									
STATUS	EMPLOYER (RANK IF MILITARY) SDPD		BUSINESS ADDRESS			CITY	STATE		ZIP
ADDITIONAL INFORMATION									

VICTIM / WITNESS									
W		W TYPE 06	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) Sterling, Trevor						
RESIDENCE ADDRESS		CITY			STATE			ZIP	
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM	RELATION TO SUSPECT	VW ASSIST N
ID SD 6955									
STATUS	EMPLOYER (RANK IF MILITARY) SDPD		BUSINESS ADDRESS			CITY	STATE		ZIP
ADDITIONAL INFORMATION									

REPORTING OFFICER VINCENT BALES	I.D. # 5873	DIVISION SE2	AGENCY SDPD	DATE OF REPORT 5/24/2016	TIME 10:07
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CONTINUED FROM
CRIME REPORT

SAN DIEGO REGIONAL CRIME/INCIDENT REPORT

PAGE
2 of 4

INCIDENT NUMBER
16050019409
CASE NUMBER
16019814

M.O. INFORMATION

TOTAL # OF WITNESSES AT CRIME 3		PLACE OF ATTACK 6. Other:		SURROUNDING AREA 1. Residential	
<input checked="" type="checkbox"/> W	SPECIFY VEHICLE			HOW USED ASSAULTED	
TYPE OF STRUCTURE N/A					
POINT OF ENTRY 0. N/A					
SECURITY USED 0. N/A					
SUSPECT ACTIONS 60. Other: assaulted officer with vehicle					
VICTIM INJURED		EXTENT OF TREATMENT		SIC No	

SUSPECT(S)

ARRESTED N		SUSPECT NAME (LAST, FIRST MIDDLE) Vilaysane, Thongsoune				NICKNAME/AKA			
RACE A	SEX M	AGE 30	DOB 10/20/1985	HEIGHT 5'06" -	WEIGHT 180 -	BUILD NOR -	HAIR COLOR	EYE COLOR	
SUSPECT'S ADDRESS			CITY			STATE		ZIP	
ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.)									
SUSPECT'S CLOTHING									
HAIR LENGTH/TYPE	HAIR STYLE	FACIAL HAIR	COMPLEXION	GENERAL APPEARANCE	DEMEANOR	SPEECH	VOICE		

SUSPECT VEHICLE

YEAR 1997	MAKE ACURA	MODEL INTEGRA	COLOR/COLOR SILVER/SILVER	BODY TYPE 2D	LICENSE NO. [REDACTED]	STATE CA
ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)				VIN [REDACTED]	VEHICLE IMPOUND N	TOWING COMPANY
REGISTERED OWNER NAME (L, F M) [REDACTED]			REGISTERED OWNER'S ADDRESS CITY STATE ZIP			

EVIDENCE

EVIDENCE OBTAINED	TAG NUMBERS
	None
See Evidence Collection Section for Details	
WITNESS CHECK	

OFFICER ASSAULT (OAK)

VEHICLE TYPE	NUMBER OFFICERS WITH PERSONAL INJURY	ACTIVITY WHEN ASSAULT OCCURRED
	NUMBER OFFICERS WITHOUT PERSONAL INJURY	

ARSON

ARSON TYPE	DESCRIPTION	CONTENT LOSS \$	STRUCT LOSS \$	ABANDONED
---------------	-------------	--------------------	-------------------	-----------

REPORTING OFFICER VINCENT BALES	I.D. # 5873	DIVISION SE2	AGENCY SDPD	DATE OF REPORT 5/24/2016	TIME 10:07
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CONTINUED FROM
CRIME REPORT

SAN DIEGO REGIONAL CRIME/INCIDENT REPORT

PAGE
3 of 4

INCIDENT NUMBER
16050019409
CASE NUMBER
16019814

EVIDENCE COLLECTION

Officer's Investigation

I conducted the following attempts to locate, collect, and preserve evidence from the crime scene at

100 PAGEL ST SAN DIEGO CA 92114

LATENT PRINTS:

I made attempts to lift latent prints: N

If NO, explain:

OTHER PHYSICAL EVIDENCE:

I made attempts to locate other physical evidence at the scene: Y

I recovered evidence listed in the spaces below (include photographs also):

Item Description	By Whom
How Marked	Disposition
Location Found	Tag Number
	None

REPORTING OFFICER VINCENT BALES	I.D. # 5873	DIVISION SE2	AGENCY SDPD	DATE OF REPORT 5/24/2016	TIME 10:07
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(Revised 09/2013 Electronic)

CONTINUED FROM
CRIME REPORT

SAN DIEGO REGIONAL
CRIME/INCIDENT REPORT

PAGE
4 of 4

INCIDENT NUMBER
16050019409

CASE NUMBER
16019814

See attached investigation for details.

REPORTING OFFICER VINCENT BALES	I.D. # 5873	DIVISION SE2	AGENCY SDPD	DATE OF REPORT 5/24/2016	TIME 10:07
------------------------------------	----------------	-----------------	----------------	-----------------------------	---------------

(Revised 09/2013 Electronic)

CRIME REPORT		SAN DIEGO REGIONAL CRIME/INCIDENT REPORT				INCIDENT NUMBER 16050019409	
BEAT 452	RELATED RPT #S	DATE 05/11/2016	DAY OF WEEK Wednesday	PAGE 1 of 3	CASE NUMBER 16019824	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	
CODE SECTION AND DESCRIPTION PC / 245A1 / ASSAULT W/DEADLY WEAPON OTHER THAN FIREARM OR GBI FORCE							
LOCATION OF INCIDENT (OR ADDRESS) 100 PAGEL PL						CITY SAN DIEGO	

VICTIM / WITNESS									
V	W TYPE 16	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) SERRANO, DAVID							
RESIDENCE ADDRESS		CITY				STATE		ZIP	
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM	RELATION TO SUSPECT	VW ASSIST N
CONTACT WORK PHONE [REDACTED]									
ID SD 6912									
STATUS	EMPLOYER (RANK IF MILITARY)	BUSINESS ADDRESS 7222 SKYLINE DR			CITY SAN DIEGO		STATE CA	ZIP 92114	
ADDITIONAL INFORMATION									

VICTIM / WITNESS									
V	W TYPE 16	NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) CAMERON, RYAN							
RESIDENCE ADDRESS		CITY				STATE		ZIP	
RACE	SEX	DATE OF BIRTH	VICTIM INJURED	EXTENT OF TREATMENT	INTERPRETER REQUIRED	LANGUAGE	VICTIM	RELATION TO SUSPECT	VW ASSIST N
CONTACT WORK PHONE [REDACTED]									
ID SD 6864									
STATUS	EMPLOYER (RANK IF MILITARY)	BUSINESS ADDRESS 7222 SKYLINE DR			CITY SAN DIEGO		STATE CA	ZIP 92114	
ADDITIONAL INFORMATION									

M.O. INFORMATION		
TOTAL # OF WITNESSES AT CRIME 0	PLACE OF ATTACK 3. Street/Alley	SURROUNDING AREA 1. Residential
<input checked="" type="checkbox"/> SPECIFY VEHICLE	HOW USED RUN OVER	
TYPE OF STRUCTURE N/A		
POINT OF ENTRY 0. N/A		
SECURITY USED 0. N/A		
SUSPECT ACTIONS 60. Other: USED VEHICLE		
VICTIM INJURED	EXTENT OF TREATMENT	SIC No ADULT

REPORTING OFFICER TAMMY CLENDENEN	I.D. # 6236	DIVISION INV_HOMICIDE	AGENCY SDPD	DATE OF REPORT 5/16/2016	TIME 14:19
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CONTINUED FROM
CRIME REPORT

SAN DIEGO REGIONAL CRIME/INCIDENT REPORT

PAGE
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INCIDENT NUMBER
16050019409
CASE NUMBER
16019824

SUSPECT(S)

ARRESTED N	SUSPECT NAME (LAST, FIRST MIDDLE) VILAYSANE, THONGSOUNE					NICKNAME/AKA			
RACE L	SEX M	AGE 30	DOB 10/20/1985	HEIGHT 5'6" -	WEIGHT 180 -	BUILD NOR -	HAIR COLOR	EYE COLOR	
SUSPECT'S ADDRESS			CITY			STATE		ZIP	
ID [REDACTED]									
ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.)									
SUSPECT'S CLOTHING									
HAIR LENGTH/TYPE		HAIR STYLE	FACIAL HAIR	COMPLEXION	GENERAL APPEARANCE	DEMEANOR	SPEECH	VOICE	

SUSPECT VEHICLE

YEAR 1997	MAKE ACURA	MODEL INTEGRA	COLOR/COLOR SILVER/SILVER	BODY TYPE 2-DOOR	LICENSE NO. [REDACTED]	STATE CA
ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)			VIN [REDACTED]	VEHICLE IMPOUND Y	TOWING COMPANY ROAD ONE	
REGISTERED OWNER NAME (I, F, M) [REDACTED]			REGISTERED OWNER'S ADDRESS [REDACTED]		CITY [REDACTED]	STATE [REDACTED] ZIP [REDACTED]

EVIDENCE

EVIDENCE OBTAINED	TAG NUMBERS
See Evidence Collection Section for Details	
WITNESS CHECK	

OFFICER ASSAULT (OAK)

VEHICLE TYPE	NUMBER OFFICERS WITH PERSONAL INJURY	ACTIVITY WHEN ASSAULT OCCURRED
	NUMBER OFFICERS WITHOUT PERSONAL INJURY	

ARSON

ARSON TYPE	DESCRIPTION	CONTENT LOSS \$	STRUCT LOSS \$	ABANDONED
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REPORTING OFFICER TAMMY CLENDENEN	I.D. # 6236	DIVISION INV_HOMICIDE	AGENCY SDPD	DATE OF REPORT 5/16/2016	TIME 14:19
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CONTINUED FROM
CRIME REPORT

SAN DIEGO REGIONAL
CRIME/INCIDENT REPORT

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INCIDENT NUMBER 16050019409
CASE NUMBER 16019824

See Investigator's Follow-up for details.

REPORTING OFFICER TAMMY CLENDENEN	I.D. # 6236	DIVISION INV_HOMICIDE	AGENCY SDPD	DATE OF REPORT 5/16/2016	TIME 14:19
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(Revised 09/2013 Electronic)

☒ OFFICER'S REPORT ONLY

CONTINUED: ☐ ARR./JUV.CON.

FROM ☐ CRIME

☐ OTHER _____

SAN DIEGO REGIONAL
OFFICER'S REPORT
NARRATIVE

PAGE	1	OF	1	CASE NUMBER	16050019409
SECTION AND DESCRIPTION (ONE INCIDENT ONLY)	MONTH	DAY	YEAR	DAY OF WEEK	TIME
2800.2(A) CVC	5	11	16	WED	2129
LOCATION OF INCIDENT (OR ADDRESS)	CITY	BEAT	DISTRICT		
PAGE 1 PL	San Diego	452			

PERSON(S) INVOLVED: VICTIM

SUSPECT (IF NAMED)

PROPERTY TAG NO. (S)

ON 5-11-16, at about 2129 hours I responded to the area of Cielo DR and Pagel PL for a pursuit. While on my way to the area for the pursuit, I heard over the radio that the suspect vehicle crashed. I then heard, "shots fired."

I arrived and assisted officer Thim #5466 and his police service dog, Marvel. Officer Thim and I decided to use my police service dog (PSD) Turbo. I deployed Turbo and gave two clear, loud 15-9 announcements. There was no movement and no one called out to us. I sent Turbo on his command to enter a vehicle. Turbo ran to the vehicle and began to jump in the window. Turbo did not completely jump in the vehicle. Turbo put his paws on the top of the door and put his head in the car, using his nose smelling the suspect who did not move. I called Turbo back to me. I hooked Turbo back to my leash. Several officers and I moved up on the car to clear the car. The suspect was in the drivers seat not moving. There was no one else in the car. I walked Turbo back to my police car.

Additional information: Turbo did not bite the suspect.

REPORTING OFFICER	I.D. #	DIVISION	APPROVED BY:	MONTH	DAY	YEAR	TIME
Edwards	6191	15-9	G. McNamee	05	12	16	0605

ARJIS - 9 (REV. 9-84)



22037129

CONTINUED ☐

CONTINUED FROM CRIME		SAN DIEGO REGIONAL OFFICER'S REPORT		INCIDENT NUMBER 16050019409	
CODE SECTION AND DESCRIPTION VC / 10851(A):F / TAKE VEHICLE W/O OWNER'S CONSENT/VEHICLE THEFT				PAGE 1 of 1	
LOCATION OF INCIDENT (OR ADDRESS) PAGEL PL		DATE 05/11/2016	DAY OF WEEK Wednesday	CASE NUMBER 16019824	
Body Camera: No Body Camera Evidence Collected		CITY SAN DIEGO		BEAT 452	
				TIME 21:00	

ORIGIN:

On 05-12-2016 at 0630 hours, I took a perimeter post at Woodman and Benson street on the scene of an Officer Involved Shooting, at [REDACTED] Pagel Place in San Diego CA.

OFFICER STATEMENT:

I arrived at the perimeter post at 0631 hours. At approximately 0834 hours, I assisted the tow truck driver, [REDACTED] (Road One Driver [REDACTED]), with loading the stolen suspect vehicle, which was a 1997 silver Acura Integra 2 door (plate [REDACTED]) for evidence. The key to the vehicle was left in the ignition. The tow truck driver wore gloves the entire time he loaded/ unloaded the suspect vehicle. I also wore latex gloves any time I touched the suspect vehicle to assist the tow truck driver.

I followed the tow truck to the vehicle evidence impound lockers at the SDPD Northwestern Substation at 12592 El Camino Real. We arrived at approximately 0925 hours.

I impounded the vehicle on an evidence hold at locker #4, with the keys still in the ignition, under barcode 10621415.

I contacted records and recovered the stolen vehicle.

Approved By: Sgt. R. Battrick #3886

REPORTING OFFICER BRIAN CASSIDY	I.D. # 7283	DIVISION SE1	AGENCY SDPD	DATE OF REPORT 5/12/2016	TIME 10:31
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(Revised 09/2013 Electronic)